

105TH CONGRESS
1ST SESSION

H. R. 1085

To revise, codify, and enact without substantive change certain general and permanent laws, related to patriotic and national observances, ceremonies, and organizations, as title 36, United States Code, “Patriotic and National Observances, Ceremonies, and Organizations”.

IN THE HOUSE OF REPRESENTATIVES

MARCH 17, 1997

Mr. HYDE introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To revise, codify, and enact without substantive change certain general and permanent laws, related to patriotic and national observances, ceremonies, and organizations, as title 36, United States Code, “Patriotic and National Observances, Ceremonies, and Organizations”.

1 *Be it enacted by the Senate and House of Representatives of the United*
2 *States of America in Congress assembled,*

3 **SECTION 1. TITLE 36, UNITED STATES CODE.**

4 Certain general and permanent laws of the United States, related to pa-
5 triotic and national observances, ceremonies, and organizations, are revised,
6 codified, and enacted as title 36, United States Code, “Patriotic and Na-
7 tional Observances, Ceremonies, and Organizations”, as follows:

1 **TITLE 36—PATRIOTIC AND NATIONAL**
 2 **OBSERVANCES, CEREMONIES, AND**
 3 **ORGANIZATIONS**

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 5 **OBSERVANCES AND CEREMONIES**

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9 **PART A—OBSERVANCES AND CEREMONIES**

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- 133. National Transportation Week.
- 134. Pan American Aviation Day.
- 135. Parents' Day.
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- 137. Police Week.
- 138. Save Your Vision Week.
- 139. Steelmark Month.
- 140. Stephen Foster Memorial Day.
- 141. Thomas Jefferson's birthday.
- 142. White Cane Safety Day.
- 143. Wright Brothers Day.

§ 101. American Heart Month

The President is requested to issue each year a proclamation—

- (1) designating February as American Heart Month;
- (2) inviting the chief executive officers of the States, territories, and possessions of the United States to issue proclamations designating February as American Heart Month; and
- (3) urging the people of the United States to recognize the nationwide problem of heart and blood vessel diseases and to support all essential programs required to solve the problem.

§ 102. Asian/Pacific American Heritage Month

(a) DESIGNATION.—May is Asian/Pacific American Heritage Month.

(b) PROCLAMATIONS.—The President is requested to issue each year a proclamation calling on the people of the United States, and the chief executive officers of each State of the United States, the District of Columbia, the Virgin Islands, Puerto Rico, Guam, American Samoa, the Northern Mariana Islands, the Marshall Islands, Micronesia, and Palau are requested to issue each year proclamations calling on the people of their respective jurisdictions, to observe Asian/Pacific American Heritage Month with appropriate programs, ceremonies, and activities.

§ 103. Cancer Control Month

(a) GENERAL.—The President is requested—

- (1) to issue each year a proclamation designating April as Cancer Control Month; and
- (2) to invite each year the chief executive officers of the States, territories, and possessions of the United States to issue proclamations designating April as Cancer Control Month.

(b) CONTENTS OF PROCLAMATIONS.—As part of those proclamations, the chief executive officers and President are requested to invite the medical profession, the press, and all agencies and individuals interested in a national program for the control of cancer by education and other cooperative means to unite during Cancer Control Month in a public dedication to the program and in a concerted effort to make the people of the United States aware of the need for the program.

1 **§ 104. Carl Garner Federal Lands Cleanup Day**

2 (a) DESIGNATION.—The first Saturday after Labor Day is Carl Garner
3 Federal Lands Cleanup Day.

4 (b) PROCLAMATION.—The President shall issue a proclamation calling on
5 the people of the United States to observe Carl Garner Federal Lands
6 Cleanup Day with appropriate programs, ceremonies, and activities. How-
7 ever, activities may be undertaken in individual States on a day other than
8 the first Saturday after Labor Day if a manager of Federal land decides
9 that an alternative date is more appropriate because of climatological or
10 other factors.

11 **§ 105. Child Health Day**

12 The President is requested to issue each year a proclamation—

13 (1) designating the first Monday in October as Child Health Day;
14 and

15 (2) inviting all agencies and organizations interested in child welfare
16 to unite on Child Health Day in observing exercises that will make the
17 people of the United States aware of the fundamental necessity of a
18 year-round program to protect and develop the health of the children
19 of the United States.

20 **§ 106. Citizenship Day**

21 (a) DESIGNATION.—September 17 is Citizenship Day.

22 (b) PURPOSE.—Citizenship Day commemorates the formation and signing
23 on September 17, 1787, of the Constitution and recognizes all who, by com-
24 ing of age or by naturalization, have become citizens.

25 (c) PROCLAMATION.—The President may issue each year a proclamation
26 calling on United States Government officials to display the flag of the
27 United States on all Government buildings on Citizenship Day and inviting
28 the people of the United States to observe Citizenship Day, in schools and
29 churches, or other suitable places, with appropriate ceremonies.

30 (d) STATE AND LOCAL OBSERVANCES.—The civil and educational au-
31 thorities of States, counties, cities, and towns are urged to make plans for
32 the proper observance of Citizenship Day and for the complete instruction
33 of citizens in their responsibilities and opportunities as citizens of the Unit-
34 ed States and of the State and locality in which they reside.

35 **§ 107. Columbus Day**

36 The President is requested to issue each year a proclamation—

37 (1) designating the 2d Monday in October as Columbus Day;

38 (2) calling on United States Government officials to display the flag
39 of the United States on all Government buildings on Columbus Day;
40 and

1 (3) inviting the people of the United States to observe Columbus
 2 Day, in schools and churches, or other suitable places, with appropriate
 3 ceremonies that express the public sentiment befitting the anniversary
 4 of the discovery of America.

5 **§ 108. Constitution Week**

6 The President is requested to issue each year a proclamation—

7 (1) designating September 17–September 23 as Constitution Week;
 8 and

9 (2) inviting the people of the United States to observe Constitution
 10 Week, in schools, churches, and other suitable places, with appropriate
 11 ceremonies and activities.

12 **§ 109. Father’s Day**

13 (a) DESIGNATION.—The 3d Sunday in June is Father’s Day.

14 (b) PROCLAMATION.—The President is requested to issue a proclama-
 15 tion—

16 (1) calling on United States Government officials to display the flag
 17 of the United States on all Government buildings on Father’s Day;

18 (2) inviting State and local governments and the people of the Unit-
 19 ed States to observe Father’s Day with appropriate ceremonies; and

20 (3) urging the people of the United States to offer public and private
 21 expressions of Father’s Day to the abiding love and gratitude they have
 22 for their fathers.

23 **§ 110. Flag Day**

24 (a) DESIGNATION.—June 14 is Flag Day.

25 (b) PROCLAMATION.—The President is requested to issue each year a
 26 proclamation—

27 (1) calling on United States Government officials to display the flag
 28 of the United States on all Government buildings on Flag Day; and

29 (2) urging the people of the United States to observe Flag Day as
 30 the anniversary of the adoption on June 14, 1777, by the Continental
 31 Congress of the Stars and Stripes as the official flag of the United
 32 States.

33 **§ 111. Gold Star Mother’s Day**

34 (a) DESIGNATION.—The last Sunday in September is Gold Star Mother’s
 35 Day.

36 (b) PROCLAMATION.—The President is requested to issue a proclamation
 37 calling on United States Government officials to display the flag of the
 38 United States on all Government buildings, and the people of the United
 39 States to display the flag and hold appropriate meetings at homes, churches,
 40 or other suitable places, on Gold Star Mother’s Day as a public expression
 41 of the love, sorrow, and reverence of the people for Gold Star Mothers.

1 **§ 112. Honor America Days**

2 (a) DESIGNATION.—The 21 days from Flag Day through Independence
3 Day is a period to honor America.

4 (b) CONGRESSIONAL DECLARATION.—Congress declares that there be
5 public gatherings and activities during that period at which the people of
6 the United States can celebrate and honor their country in an appropriate
7 way.

8 **§ 113. Law Day, U.S.A.**

9 (a) DESIGNATION.—May 1 is Law Day, U.S.A.

10 (b) PURPOSE.—Law Day, U.S.A., is a special day of celebration by the
11 people of the United States—

12 (1) in appreciation of their liberties and the reaffirmation of their
13 loyalty to the United States and of their rededication to the ideals of
14 equality and justice under law in their relations with each other and
15 with other countries; and

16 (2) for the cultivation of the respect for law that is so vital to the
17 democratic way of life.

18 (c) PROCLAMATION.—The President is requested to issue a proclama-
19 tion—

20 (1) calling on all public officials to display the flag of the United
21 States on all government buildings on Law Day, U.S.A.; and

22 (2) inviting the people of the United States to observe Law Day,
23 U.S.A., with appropriate ceremonies and in other appropriate ways,
24 through public entities and private organizations and in schools and
25 other suitable places.

26 **§ 114. Leif Erikson Day**

27 The President is requested to issue each year a proclamation designating
28 October 9 as Leif Erikson Day.

29 **§ 115. Loyalty Day**

30 (a) DESIGNATION.—May 1 is Loyalty Day.

31 (b) PURPOSE.—Loyalty Day is a special day for the reaffirmation of loy-
32 alty to the United States and for the recognition of the heritage of Amer-
33 ican freedom.

34 (c) PROCLAMATION.—The President is requested to issue a proclama-
35 tion—

36 (1) calling on United States Government officials to display the flag
37 of the United States on all Government buildings on Loyalty Day; and

38 (2) inviting the people of the United States to observe Loyalty Day
39 with appropriate ceremonies in schools and other suitable places.

40 **§ 116. Memorial Day**

41 The President is requested to issue each year a proclamation—

- 1 (1) designating May 30 as Memorial Day;
- 2 (2) calling on the people of the United States to observe Memorial
- 3 Day by praying, according to their individual religious faith, for perma-
- 4 nent peace;
- 5 (3) designating a period of time on Memorial Day during which the
- 6 people may unite in prayer for a permanent peace;
- 7 (4) calling on the people of the United States to unite in prayer at
- 8 that time; and
- 9 (5) calling on the media to join in observing Memorial Day and the
- 10 period of prayer.

11 **§ 117. Mother's Day**

- 12 (a) DESIGNATION.—The 2d Sunday in May is Mother's Day.
- 13 (b) PROCLAMATION.—The President is requested to issue a proclamation
- 14 calling on United States Government officials to display the flag of the
- 15 United States on all Government buildings, and on the people of the United
- 16 States to display the flag at their homes or other suitable places, on Moth-
- 17 er's Day as a public expression of love and reverence for the mothers of
- 18 the United States.

19 **§ 118. National Aviation Day**

- 20 The President is requested to issue each year a proclamation—
- 21 (1) designating August 19 as National Aviation Day;
 - 22 (2) calling on United States Government officials to display the flag
 - 23 of the United States on all Government buildings on National Aviation
 - 24 Day; and
 - 25 (3) inviting the people of the United States to observe National Avia-
 - 26 tion Day with appropriate exercises to further stimulate interest in
 - 27 aviation in the United States.

28 **§ 119. National Day of Prayer**

- 29 The President shall issue each year a proclamation designating the first
- 30 Thursday in May as a National Day of Prayer on which the people of the
- 31 United States may turn to God in prayer and meditation at churches, in
- 32 groups, and as individuals.

33 **§ 120. National Defense Transportation Day**

- 34 The President is requested to issue each year a proclamation—
- 35 (1) designating the 3d Friday in May as National Defense Transpor-
 - 36 tation Day; and
 - 37 (2) urging the people of the United States, including labor, manage-
 - 38 ment, users, and investors, in all communities served by the various
 - 39 forms of transportation to observe National Defense Transportation
 - 40 Day by appropriate ceremonies that will give complete recognition to
 - 41 the importance to each community and its people of the transportation

system of the United States and the maintenance of the facilities of the system in the most modern state of adequacy to serve the needs of the United States in times of peace and in national defense.

§ 121. National Disability Employment Awareness Month

(a) DESIGNATION.—October is National Disability Employment Awareness Month.

(b) CEREMONIES.—Appropriate ceremonies shall be held throughout the United States during National Disability Employment Awareness Month to enlist public support for, and interest in, the employment of workers with disabilities who are otherwise qualified. Governors, mayors, heads of other governmental entities, and interested organizations and individuals are invited to participate in the ceremonies.

(c) PROCLAMATION.—The President is requested to issue each year a suitable proclamation.

§ 122. National Flag Week

The President is requested to issue each year a proclamation—

(1) designating the week in which June 14 falls as National Flag Week; and

(2) calling on citizens to display the flag of the United States during National Flag Week.

§ 123. National Forest Products Week

(a) DESIGNATION.—The week beginning on the 3d Sunday in October is National Forest Products Week.

(b) PROCLAMATION.—The President is requested to issue each year a proclamation calling on the people of the United States to observe National Forest Products Week with appropriate ceremonies and activities.

§ 124. National Freedom Day

The President is requested to issue each year a proclamation designating February 1 as National Freedom Day to commemorate the signing by Abraham Lincoln on February 1, 1865, of the joint resolution adopted by the Senate and the House of Representatives that proposed the 13th amendment to the Constitution.

§ 125. National Grandparents Day

The President is requested to issue each year a proclamation—

(1) designating the first Sunday in September after Labor Day as National Grandparents Day; and

(2) calling on the people of the United States and interested groups and organizations to observe National Grandparents Day with appropriate ceremonies and activities.

§ 126. National Hispanic Heritage Month

The President is requested to issue each year a proclamation—

(1) designating September 15–October 15 as National Hispanic Heritage Month; and

(2) calling on the people of the United States, especially the educational community, to observe National Hispanic Heritage Month with appropriate ceremonies and activities.

§ 127. National Korean War Veterans Armistice Day

(a) DESIGNATION.—July 27 of each year until 2003 is National Korean War Veterans Armistice Day.

(b) PROCLAMATION.—The President is requested to issue each year a proclamation calling on—

(1) the people of the United States to observe National Korean War Veterans Armistice Day with appropriate ceremonies and activities; and

(2) all departments, agencies, and instrumentalities of the United States Government, and interested organizations, groups, and individuals, to fly the flag of the United States at halfstaff on July 27 of each year until 2003 in honor of the individuals who died as a result of their service in Korea.

§ 128. National Maritime Day

(a) DESIGNATION.—May 22 is National Maritime Day.

(b) PROCLAMATION.—The President is requested to issue each year a proclamation calling on—

(1) the people of the United States to observe National Maritime Day by displaying the flag of the United States at their homes or other suitable places; and

(2) United States Government officials to display the flag on all Government buildings on National Maritime Day.

§ 129. National Pearl Harbor Remembrance Day

(a) DESIGNATION.—December 7 is National Pearl Harbor Remembrance Day.

(b) PROCLAMATION.—The President is requested to issue each year a proclamation calling on—

(1) the people of the United States to observe National Pearl Harbor Remembrance Day with appropriate ceremonies and activities; and

(2) all departments, agencies, and instrumentalities of the United States Government, and interested organizations, groups, and individuals, to fly the flag of the United States at halfstaff each December 7 in honor of the individuals who died as a result of their service at Pearl Harbor.

§ 130. National Poison Prevention Week

The President is requested to issue each year a proclamation designating the 3d week in March as National Poison Prevention Week to aid in encour-

aging the people of the United States to learn of the dangers of accidental poisoning and to take preventive measures that are warranted by the seriousness of the danger.

§ 131. National Safe Boating Week

The President is requested to issue each year a proclamation designating the 7-day period ending on the last Friday before Memorial Day as National Safe Boating Week.

§ 132. National School Lunch Week

(a) DESIGNATION.—The week beginning on the 2d Sunday in October is National School Lunch Week.

(b) PROCLAMATION.—The President is requested to issue each year a proclamation calling on the people of the United States to observe National School Lunch Week with appropriate ceremonies and activities.

§ 133. National Transportation Week

The President is requested to issue each year a proclamation—

(1) designating the week that includes the 3d Friday of May as National Transportation Week; and

(2) inviting the people of the United States to observe National Transportation Week with appropriate ceremonies and activities as a tribute to the men and women who, night and day, move goods and individuals throughout the United States.

§ 134. Pan American Aviation Day

The President is requested to issue each year a proclamation—

(1) designating December 17 as Pan American Aviation Day; and

(2) calling on all officials of the United States Government, the chief executive offices of the States, territories, and possessions of the United States, and all citizens to participate in the observance of Pan American Aviation Day to further, and stimulate interest in, aviation in the American countries as an important stimulus to the further development of more rapid communications and a cultural development between the countries of the Western Hemisphere.

§ 135. Parents' Day

(a) DESIGNATION.—The 4th Sunday in July is Parents' Day.

(b) RECOGNITION.—All private citizens, organizations, and Federal, State, and local governmental and legislative entities are encouraged to recognize Parents' Day through proclamations, activities, and educational efforts in furtherance of recognizing, uplifting, and supporting the role of parents in bringing up their children.

§ 136. Peace Officers Memorial Day

The President is requested to issue each year a proclamation—

(1) designating May 15 as Peace Officers Memorial Day in honor of Federal, State, and local officers killed or disabled in the line of duty;

(2) directing United States Government officials to display the flag of the United States at halfstaff on all Government buildings on Peace Officers Memorial Day, as provided by section 7(m) of title 4; and

(3) inviting State and local governments and the people of the United States to observe Peace Officers Memorial Day with appropriate ceremonies and activities, including the display of the flag at halfstaff.

§ 137. Police Week

The President is requested to issue each year a proclamation—

(1) designating the week in which May 15 occurs as Police Week in recognition of the service given by men and women who stand guard to protect the people of the United States through law enforcement; and

(2) inviting State and local governments and the people of the United States to observe Police Week with appropriate ceremonies and activities, including the display of the flag at halfstaff.

§ 138. Save Your Vision Week

The President is requested to issue each year a proclamation—

(1) designating the first week in March as Save Your Vision Week;

(2) inviting the governors and mayors of State and local governments to issue proclamations designating the first week in March as Save Your Vision Week;

(3) inviting the communications media, health care professions, and other agencies and individuals concerned with programs for the improvement of vision to unite during Save Your Vision Week in public activities to convince the people of the United States of the importance of vision to their welfare and the welfare of the United States; and

(4) urging the media, health care professions, and other agencies and individuals to support programs to improve and protect the vision of the people of the United States.

§ 139. Steelmark Month

(a) DESIGNATION.—May is Steelmark Month.

(b) PURPOSE.—Steelmark Month recognizes the tremendous contribution made by the steel industry in the United States to national security and defense.

(c) PROCLAMATION.—The President is requested to issue a proclamation calling on the people of the United States to observe Steelmark Month with appropriate ceremonies and activities.

1 **§ 140. Stephen Foster Memorial Day**

2 The President is requested to issue each year a proclamation—

3 (1) designating January 13 as Stephen Foster Memorial Day; and

4 (2) calling on the people of the United States to observe Stephen
5 Foster Memorial Day with appropriate ceremonies, pilgrimages to his
6 shrines, and musical programs featuring his compositions.

7 **§ 141. Thomas Jefferson’s birthday**

8 The President shall issue each year a proclamation—

9 (1) designating April 13 as Thomas Jefferson’s birthday;

10 (2) calling on officials of the United States Government to display
11 the flag of the United States on all Government buildings on April 13;
12 and

13 (3) inviting the people of the United States to observe April 13 in
14 schools and churches, or other suitable places, with appropriate cere-
15 monies in commemoration of Thomas Jefferson’s birthday.

16 **§ 142. White Cane Safety Day**

17 The President is requested to issue each year a proclamation—

18 (1) designating October 15 as White Cane Safety Day; and

19 (2) calling on the people of the United States to observe White Cane
20 Safety Day with appropriate ceremonies and activities.

21 **§ 143. Wright Brothers Day**

22 (a) DESIGNATION.—December 17 is Wright Brothers Day.

23 (b) PURPOSE.—Wright Brothers Day commemorates the first successful
24 flights in a heavier than air, mechanically propelled airplane, that were
25 made by Orville and Wilbur Wright on December 17, 1903, near Kitty
26 Hawk, North Carolina.

27 (c) PROCLAMATION.—The President is requested to issue each year a
28 proclamation inviting the people of the United States to observe Wright
29 Brothers Day with appropriate ceremonies and activities.

30 **CHAPTER 3—NATIONAL ANTHEM, MOTTO, FLORAL**
31 **EMBLEM, AND MARCH**

Sec.

301. National anthem.

302. National motto.

303. National floral emblem.

304. National march.

32 **§ 301. National anthem**

33 (a) DESIGNATION.—The composition consisting of the words and music
34 known as the Star-Spangled Banner is the national anthem.

35 (b) CONDUCT DURING PLAYING.—During a rendition of the national an-
36 them—

37 (1) when the flag is displayed—

1 (A) all present except those in uniform should stand at atten-
 2 tion facing the flag with the right hand over the heart;

3 (B) men not in uniform should remove their headdress with
 4 their right hand and hold the headdress at the left shoulder, the
 5 hand being over the heart; and

6 (C) individuals in uniform should give the military salute at the
 7 first note of the anthem and maintain that position until the last
 8 note; and

9 (2) when the flag is not displayed, all present should face toward the
 10 music and act in the same manner they would if the flag were dis-
 11 played.

12 **§ 302. National motto**

13 “In God we trust” is the national motto.

14 **§ 303. National floral emblem**

15 The flower commonly known as the rose is the national floral emblem.

16 **§ 304. National march**

17 The composition by John Philip Sousa entitled “The Stars and Stripes
 18 Forever” is the national march.

19 **CHAPTER 5—PRESIDENTIAL INAUGURAL CEREMONIES**

Sec.

501. Definitions.

502. Regulations, licenses, and registration tags.

503. Use of reservations, grounds, and public spaces.

504. Installation and removal of electrical facilities.

505. Extension of wires along parade routes.

506. Duration of regulations and licenses and publication of regulations.

507. Application to other property.

508. Enforcement.

509. Penalty.

510. Authorization of appropriations.

20 **§ 501. Definitions**

21 For purposes of this chapter—

22 (1) “Inaugural Committee” means the committee appointed by the
 23 President-elect to be in charge of the Presidential inaugural ceremony
 24 and functions and activities connected with the ceremony.

25 (2) “inaugural period” means the period that includes the day on
 26 which the Presidential inaugural ceremony is held, the 5 calendar days
 27 immediately preceding that day, and the 4 calendar days immediately
 28 following that day.

29 **§ 502. Regulations, licenses, and registration tags**

30 (a) REGULATIONS AND LICENSES.—For each inaugural period, the Coun-
 31 cil of the District of Columbia shall—

32 (1) prescribe reasonable regulations necessary to preserve public
 33 order and protect life, health, and property;

1 (2) prescribe special regulations related to the standing, movement,
2 and operation of vehicles; and

3 (3) grant special licenses to peddlers and vendors to sell merchandise
4 in places the Council considers proper, subject to conditions and fees
5 for the licenses the Council considers proper.

6 (b) REGISTRATION TAGS.—The Mayor of the District of Columbia may
7 issue, for any motor vehicle made available for the use of the Inaugural
8 Committee, special registration tags, valid for not more than 90 days, de-
9 signed to celebrate the inauguration of the President and Vice President.

10 **§ 503. Use of reservations, grounds, and public spaces**

11 (a) PERMIT FOR USE.—With the approval of the officer having jurisdic-
12 tion over any of the Federal reservations or grounds in the District of Co-
13 lumbia, the Secretary of the Interior may grant to the Inaugural Committee
14 a permit to use the reservations or grounds during the inaugural period, in-
15 cluding a reasonable time before and after the inaugural period. The Mayor
16 of the District of Columbia may grant a similar permit to use public space
17 under the Mayor’s jurisdiction. Each permit granted under this subsection
18 is subject to conditions the grantor of the permit prescribes.

19 (b) REVIEWING STANDS AND COMMERCIAL STANDS AND STRUCTURES.—
20 A reviewing stand or a stand or structure for the sale of merchandise, food,
21 or drink may be built on public grounds in the District of Columbia only
22 if approved by the Inaugural Committee and by the Secretary or the Mayor,
23 as appropriate.

24 (c) RESTORATION AFTER INAUGURAL PERIOD.—After the inaugural pe-
25 riod, the reservation, ground, or public space occupied by a stand or struc-
26 ture shall be restored promptly to its prior condition.

27 (d) INDEMNIFICATION.—The Inaugural Committee shall indemnify and
28 save harmless the District of Columbia and the appropriate department,
29 agency, or instrumentality of the United States Government against any
30 loss or damage to, and against any liability arising from the use of, the res-
31 ervation, ground, or public space, by the Inaugural Committee or a licensee
32 of the Inaugural Committee.

33 **§ 504. Installation and removal of electrical facilities**

34 (a) INSTALLATION.—The Mayor of the District of Columbia may allow
35 the Inaugural Committee to install suitable overhead conductors and elec-
36 trical facilities, with adequate supports. The official in charge of a park or
37 reservation in the District of Columbia in which it is necessary to place
38 wires shall supervise the placing and removal of those wires.

39 (b) REMOVAL.—The conductors and supports shall be removed not later
40 than 5 days after the end of the inaugural period.

1 (c) INDEMNIFICATION.—The United States Government and the District
 2 of Columbia may not incur any expense or damage from the installation,
 3 operation, or removal of a temporary overhead conductor or electrical facil-
 4 ity. The Inaugural Committee shall indemnify and hold harmless the Dis-
 5 trict of Columbia and the appropriate department, agency, or instrumental-
 6 ity of the Government against any loss or damage, and against any liability
 7 arising, from any act of the Inaugural Committee or any agent, licensee,
 8 servant, or employee of the Inaugural Committee in connection with the in-
 9 stallation, operation, or removal of a temporary overhead conductor or elec-
 10 trical facility.

11 **§ 505. Extension of wires along parade routes**

12 The Mayor of the District of Columbia, the Secretary of the Interior, and
 13 the Inaugural Committee may allow communications companies to extend
 14 overhead wires to places along a parade route that are considered conven-
 15 ient for use in connection with the parade and other inaugural purposes.
 16 The wires shall be removed not later than 10 days after the inaugural pe-
 17 riod ends.

18 **§ 506. Duration of regulations and licenses and publication**
 19 **of regulations**

20 Regulations prescribed and licenses authorized under this chapter are ef-
 21 fective only during the inaugural period. The regulations shall be published
 22 in at least one daily newspaper published in the District of Columbia. A
 23 penalty prescribed for violating such a regulation may not be enforced until
 24 5 days after publication.

25 **§ 507. Application to other property**

26 This chapter does not apply to the United States Capitol Buildings or
 27 Grounds or other property under the jurisdiction of Congress or a commit-
 28 tee, commission, or officer of Congress. A service or facility authorized by
 29 or under this chapter is available for the property on request or approval
 30 of the joint committee of the Senate and House of Representatives ap-
 31 pointed by the President of the Senate and the Speaker of the House of
 32 Representatives to arrange for the inauguration of the President-elect and
 33 the Vice President-elect.

34 **§ 508. Enforcement**

35 The Mayor of the District of Columbia, or other official having jurisdic-
 36 tion in the premises, shall enforce this chapter, take necessary precautions
 37 to protect the public, and ensure that the pavement of any street, sidewalk,
 38 avenue, or alley disturbed or damaged is restored to its prior condition.

1 **§ 509. Penalty**

2 A person violating a regulation prescribed under this chapter shall be
3 fined under title 18 or imprisoned for not more than 30 days. A separate
4 violation occurs under this section for each day the violation continues.

5 **§ 510. Authorization of appropriations**

6 (a) AUTHORIZATION.—Necessary amounts are authorized to be appro-
7 priated—

8 (1) to enable the Mayor of the District of Columbia to provide addi-
9 tional municipal services in the District of Columbia during the inau-
10 gural period, including—

11 (A) employment of personal services without regard to chapters
12 33 and 51 and subchapter III of chapter 53 of title 5;

13 (B) travel expenses of enforcement personnel, including
14 sanitarians, from other jurisdictions;

15 (C) the hiring of the means of transportation;

16 (D) meals for policemen, firemen, and other municipal employ-
17 ees;

18 (E) the cost of removing and relocating streetcar loading plat-
19 forms, construction, rent, maintenance, and expenses incident to
20 the operation of temporary public comfort stations, first-aid sta-
21 tions, and information booths; and

22 (F) other incidental expenses in the discretion of the Mayor;
23 and

24 (2) to enable the Secretary of the Interior to provide meals for the
25 members of the United States Park Police during the inaugural period.

26 (b) PAYMENT.—Amounts appropriated under—

27 (1) subsection (a)(1) of this section are payable in the same way as
28 other appropriations for the expenses of the District of Columbia; and

29 (2) subsection (a)(2) of this section are payable in the same way as
30 other appropriations for the expenses of the Department of the Inte-
31 rior.

32 **CHAPTER 7—FEDERAL PARTICIPATION IN CARL**
33 **GARNER FEDERAL LANDS CLEANUP DAY**

Sec.

701. Findings.

702. Definition.

703. Duties of Federal land management agency.

704. Activities.

34 **§ 701. Findings**

35 Congress finds that—

36 (1) Federal lands, parks, recreation areas, and waterways provide
37 recreational opportunities for millions of Americans each year;

(2) Federal lands administered by Federal land management agencies contain valuable wildlife, scenery, natural and historic features, and other resources which may be damaged by litter and misuse;

(3) it is in the best interest of the United States and its citizens to maintain and preserve the beauty, safety, and availability of these Federal lands;

(4) these Federal land management agencies have been designated as the caretakers of these Federal lands and are responsible for maintaining and preserving those areas and facilities;

(5) there is great value in volunteer involvement in maintaining and preserving Federal lands for recreational use;

(6) the Federal land management agencies should be concerned with promoting a sense of pride and ownership among citizens toward these lands;

(7) the use of citizen volunteers in a national cleanup effort promotes these goals and encourages the thoughtful use of these Federal lands and facilities;

(8) the positive impact of annual cleanup events held at various recreation sites has already been proven by steadily declining levels of litter at these sites; and

(9) a national program for cleaning and maintaining Federal lands using volunteers will save millions of tax dollars.

§ 702. Definition

For purposes of this chapter, “Federal land management agency” includes—

(1) the Forest Service of the Department of Agriculture;

(2) the Bureau of Land Management of the Department of the Interior;

(3) the National Park Service of the Department of the Interior;

(4) the Fish and Wildlife Service of the Department of the Interior;

(5) the Bureau of Reclamation of the Department of the Interior; and

(6) the Army Corps of Engineers.

§ 703. Duties of Federal land management agency

To observe Carl Garner Federal Lands Cleanup Day at the Federal level, each Federal land management agency shall organize, coordinate, and participate with citizen volunteers and State and local authorities in cleaning and providing for the maintenance of Federal public land, recreation areas, and waterways within the jurisdiction of the agency.

1 **§ 704. Activities**

2 In cooperation with appropriate State and local government authorities,
3 each Federal land management agency shall plan for and carry out activities
4 on Carl Garner Federal Lands Cleanup Day that—

5 (1) encourage continuing public and private sector cooperation in
6 preserving the beauty and safety of areas within the jurisdiction of the
7 agency;

8 (2) increase citizens' sense of ownership and community pride in
9 those areas;

10 (3) reduce litter on Federal lands, along trails and waterways, and
11 within those areas; and

12 (4) maintain and improve trails, recreation areas, waterways, and fa-
13 cilities.

14 **CHAPTER 9—MISCELLANEOUS**

Sec.

901. Service flag and service lapel button.

902. National League of Families POW/MIA Flag.

15 **§ 901. Service flag and service lapel button**

16 (a) INDIVIDUALS ENTITLED TO DISPLAY SERVICE FLAG.—A service flag
17 approved by the Secretary of Defense may be displayed in a window of the
18 place of residence of individuals who are members of the immediate family
19 of an individual serving in the armed forces of the United States during
20 any period of war or hostilities in which the armed forces of the United
21 States are engaged.

22 (b) INDIVIDUALS ENTITLED TO DISPLAY SERVICE LAPEL BUTTON.—A
23 service lapel button approved by the Secretary may be worn by members
24 of the immediate family of an individual serving in the armed forces of the
25 United States during any period of war or hostilities in which the armed
26 forces of the United States are engaged.

27 (c) LICENSE TO MANUFACTURE AND SELL SERVICE FLAGS AND SERV-
28 ICE LAPEL BUTTONS.—Any person may apply to the Secretary for a license
29 to manufacture and sell the approved service flag, or the approved service
30 lapel button, or both. Any person that manufactures a service flag or service
31 lapel button without having first obtained a license, or otherwise violates
32 this section is liable to the United States Government for a civil penalty of
33 not more than \$1,000.

34 (d) REGULATIONS.—The Secretary may prescribe regulations necessary
35 to carry out this section.

36 **§ 902. National League of Families POW/MIA Flag**

37 (a) DESIGNATION.—The National League of Families POW/MIA flag is
38 designated as the symbol of our Nation's concern and commitment to resolv-
39 ing as fully as possible the fates of Americans still prisoner, missing, and

unaccounted for in Southeast Asia, thus ending the uncertainty for their families and the Nation.

(b) **DISPLAY.**—The flag shall be displayed—

(1) at each national cemetery and at the National Vietnam Veterans Memorial each year on Memorial Day and Veterans Day and on any day designated by law as National POW/MIA Recognition Day; and

(2) on, or on the grounds of, the buildings containing the primary offices of the Secretaries of State, Defense, and Veterans Affairs, and the Director of the Selective Service System on any day designated by law as National POW/MIA Recognition Day.

(c) **TERMINATION OF FLAG DISPLAY REQUIREMENT.**—Subsection (b) of this section ceases to apply when the President decides that the fullest possible accounting has been made of all members of the armed forces and civilian employees of the United States Government who have been identified as prisoners of war or missing in action in Southeast Asia.

PART B—UNITED STATES GOVERNMENT ORGANIZATIONS INVOLVED WITH OBSERVANCES AND CEREMONIES

CHAPTER 21—AMERICAN BATTLE MONUMENTS COMMISSION

Sec.

2101. Membership.

2102. Employment of personnel.

2103. Administrative.

2104. Military cemeteries in foreign countries.

2105. Monuments built by the United States Government.

2106. War memorials not built by the United States Government.

2107. National Memorial Cemetery of the Pacific.

2108. Pacific War Memorial and other historical and memorial sites on Corregidor.

2109. Foreign Currency Fluctuations Account.

2110. Claims against the Commission.

2111. Presidential duties and powers.

2112. Care and maintenance of Surrender Tree site.

§ 2101. Membership

(a) **COMPOSITION AND TERMS.**—The American Battle Monuments Commission has not more than 11 members appointed by the President. The President also shall appoint one officer of the Regular Army to serve as secretary of the Commission. The members and secretary serve at the pleasure of the President. The President shall fill any vacancies that occur. Notwithstanding any other law, members of the armed forces may be appointed members of the Commission.

(b) **PAY AND EXPENSES.**—The members of the Commission serve without compensation. However, the members of the Commission may receive, from an amount appropriated to carry out this chapter or acquired by another authorized way—

(1) their actual expenses related to the work of the Commission;

(2) when in a travel status outside the continental United States, a per diem at the rate authorized to be paid for members of the uniformed services under section 405 of title 37, instead of subsistence; and

(3) when in a travel status in the continental United States, a per diem at the rate authorized to be paid under sections 5702 and 5703 of title 5, instead of subsistence.

(c) EXPENSES OF OFFICERS OF ARMED FORCES SERVING ON COMMISSION.—An officer of the armed forces serving as a member or as secretary of the Commission may be reimbursed for expenses when traveling on business of the Commission in the same way as civilian members of the Commission.

§ 2102. Employment of personnel

(a) GENERAL.—Within the limits of an appropriation made to employ personnel, the American Battle Monuments Commission may employ personnel necessary to carry out this chapter. To ensure adequate care and maintenance of cemeteries, monuments, and memorials, the Commission, subject to the availability of appropriations, shall employ—

(1) at least 50 individuals in the competitive service (as defined in section 2102 of title 5), of whom at least 43 shall be assigned to duty in foreign countries where the cemeteries, monuments, and memorials are located; and

(2) at least 348 individuals who are citizens of the countries where the cemeteries, monuments, and memorials are located.

(b) DETAILED PERSONNEL.—On request of the Commission, the heads of departments, agencies, and instrumentalities of the United States Government may make available to the Commission their personnel and facilities to assist in carrying out this chapter, and may expend for that purpose amounts appropriated to the department, agency, and instrumentality. The Commission shall reimburse the department, agency, or instrumentality for the pay and allowances of designated personnel.

(c) STATION ALLOWANCE FOR OFFICERS ASSIGNED TO THE COMMISSION.—For officers of the armed forces assigned to the Commission, the same station allowance shall be authorized for serving at foreign stations as the Secretary of the Army has authorized for officers of the Army.

(d) CITIZENSHIP REQUIREMENT.—An individual may be employed as the superintendent, or as an assistant superintendent, of a cemetery operated by the Commission only if the individual is a citizen of the United States.

§ 2103. Administrative

(a) GENERAL AUTHORITY.—Subject to appropriations made to carry out this chapter, the American Battle Monuments Commission may—

(1) acquire land or an interest in land in a foreign country to carry out the purposes of this chapter, or an executive order conferring duties and powers on the Commission, without submission to the Attorney General under section 355 of the Revised Statutes (40 U.S.C. 255);

(2) maintain, repair, and operate motor-propelled passenger-carrying vehicles and other property that another department, agency, or instrumentality of the United States Government provides to the Commission;

(3) establish offices in the District of Columbia and elsewhere in or outside the United States;

(4) rent office and garage space, which may be paid for in advance, in foreign countries; and

(5) procure printing, binding, engraving, lithographing, photographing, and typewriting, including the publication of information on United States activities, battlefields, memorials, and cemeteries with respect to which the Commission may exercise any duties and powers.

(b) DISPOSITION OF LAND.—Under conditions and in the manner the Commission decides is proper, the Commission may dispose of land or an interest in land in a foreign country that the Commission acquires in connection with its work.

(c) CONTRACTING OUT.—Notwithstanding the requirements of existing laws or regulations, the Commission, under conditions the Commission decides are necessary and proper, may contract for work, supplies, materials, and equipment outside or for use outside the United States and engage the services of architects and other technical and professional personnel.

(d) DELEGATION.—Under conditions the Commission may prescribe, the Commission may delegate to its Chairman, secretary, or officials in charge of any of its offices any of its authority it considers necessary and proper.

(e) AUTHORITY TO RECEIVE STATE, LOCAL, OR PRIVATE AMOUNTS.—The Commission may receive State, local, or private amounts to carry out this chapter. The Commission shall deposit the amounts with the Treasurer of the United States. The Treasurer shall keep the amounts in separate accounts and shall disburse the amounts on vouchers approved by the Chairman.

(f) LIMITATION ON USE OF CONTRIBUTIONS.—The Commission may not obligate, withdraw, or expend amounts received as contributions before March 1, 1998.

(g) STATEMENTS TO PRESIDENT.—The Commission shall transmit to the President on October 1 of each year a statement of all its financial and other transactions during the prior fiscal year.

(h) FINANCIAL STATEMENTS AND AUDITS.—(1) The Commission shall have a system of financial controls to enable the Commission to comply with the requirements of paragraph (2) of this subsection and with section 2106(d)(4) of this title.

(2) The Commission shall—

(A) by March 1 of each year (beginning with 1998)—

(i) prepare a financial statement which covers all accounts and associated activities of the Commission for the prior fiscal year and is consistent with the requirements of section 3515 of title 31; and

(ii) submit the financial statement, together with a narrative summary, to the Committees on Veterans' Affairs of the Senate and House of Representatives; and

(B) obtain an audit by the Comptroller General of each financial statement prepared under subparagraph (A) of this paragraph, which shall be conducted in accordance with applicable generally accepted government auditing standards and shall be in lieu of any audit otherwise required by law.

(i) DISPOSITION OF RECORDS AND ARCHIVES.—When no longer required by the Commission, the records and archives of the Commission shall be deposited with the National Archives in accordance with section 2107 of title 44.

(j) SEAL.—The Commission shall have a seal that shall be judicially noticed.

(k) DISBURSEMENTS OUTSIDE CONTINENTAL UNITED STATES.—Disbursements for expenditures outside the continental United States may be made by a special disbursing agent designated by the Commission under regulations it prescribes.

§ 2104. Military cemeteries in foreign countries

When, as a result of combat operations, the armed forces establishes military cemeteries in zones of operations outside the United States and the territories and possessions of the United States, the American Battle Monuments Commission and the Secretary of the Army, immediately on the cessation of hostilities, shall decide which of the cemeteries will become permanent cemeteries or, if they decide it is desirable, shall select new sites for the cemeteries at any other location. The Commission is solely responsible for the design and construction of the permanent cemeteries, and of all buildings, plantings, headstones, and other permanent improvements incidental to the cemeteries, except that—

(1) the armed forces are responsible for maintaining the permanent cemeteries until the Commission declares its readiness to assume the authorized administrative duties and powers;

(2) all construction undertaken by the armed forces in establishing and maintaining the cemetery prior to its transfer to the Commission shall be nonpermanent;

(3) burials and reburials by the armed forces shall be carried out in accordance with plans prepared by the Commission; and

(4) the armed forces have the right to re-enter a cemetery transferred to the Commission to exhume or reinter a body if they decide it is necessary.

§ 2105. Monuments built by the United States Government

(a) MEMORIALS.—The American Battle Monuments Commission shall prepare plans and estimates to build suitable memorials commemorating the service of American armed forces, and shall build and maintain memorials in the United States and, as the Commission decides, at any place outside the United States where the armed forces served after April 5, 1917.

(b) ARCHITECTURE AND ART.—The Commission shall build and maintain works of architecture and art in United States cemeteries located outside the United States and the territories and possessions of the United States that are permanent cemeteries. The Secretary of Defense shall maintain works of architecture and art built by the Commission in cemeteries in the United States and the territories and possessions of the United States.

(c) CONTROL AND SUPERVISION OF MATERIALS, DESIGN, AND BUILDING.—(1) The Commission shall control the materials and design and prescribe regulations for, and supervise the building of, all memorial monuments and buildings in United States cemeteries located outside the United States and the territories and possessions of the United States.

(2) The Commission shall control the design and prescribe regulations for the building of all memorial monuments and buildings commemorating the service of American armed forces that are built in a foreign country or political division of the foreign country that authorizes the Commission to carry out those duties and powers.

(d) APPROVAL BY NATIONAL COMMISSION OF FINE ARTS.—A design for a memorial must be approved by the National Commission of Fine Arts before the Commission can accept it.

§ 2106. War memorials not built by the United States Government

(a) COOPERATION WITH OTHERS.—The American Battle Monuments Commission may cooperate with citizens of the United States, States, municipalities, or associations desiring to build war memorials outside the con-

1 tinental limits of the United States in the way the Commission decides. An
 2 administrative agency of the United States Government may give assistance
 3 to build the memorial only if a plan for the memorial has been approved
 4 under this chapter.

5 (b) CONTROL, ADMINISTRATION, AND MAINTENANCE OF WAR MEMORI-
 6 ALS.—(1) The Commission may assume responsibility for the control, ad-
 7 ministration, and maintenance of any war memorial built outside the United
 8 States by a citizen of the United States, a State, a political subdivision of
 9 a State, a governmental authority (except a department, agency, or instru-
 10 mentality of the United States Government), a foreign agency, or a private
 11 association to commemorate the services of any of the armed forces in hos-
 12 tilities occurring since April 6, 1917, if—

13 (A) the memorial is not built on the territory of the applicable
 14 former enemy; and

15 (B) the sponsors of the memorial consent to the Commission assum-
 16 ing those responsibilities and transfer to the Commission all their
 17 rights and interests in the memorial.

18 (2) If reasonable effort fails to locate the sponsors of a memorial, the
 19 Commission may assume responsibility for the memorial under this sub-
 20 section by agreement with the appropriate foreign authorities. A decision of
 21 the Commission to assume responsibility for a war memorial under this sub-
 22 section is final.

23 (3) Sponsors of a war memorial for which the Commission assumes re-
 24 sponsibility under this subsection may transfer amounts accumulated to
 25 maintain and repair the memorial to the Commission for use in carrying
 26 out this chapter. Except as provided in subsection (c) of this section, the
 27 Commission shall deposit transferred amounts as provided in section
 28 2103(e) of this title.

29 (c) ARRANGEMENTS FOR REPAIR OR LONG-TERM MAINTENANCE OF ME-
 30 MORIALS.—In assuming responsibility for a war memorial under subsection
 31 (b)(1) or (2) of this section, the Commission may arrange with the sponsors
 32 of the memorial to provide for repair or long-term maintenance of the me-
 33 morial. An amount transferred to the Commission for the purpose of this
 34 subsection shall be deposited by the Commission in the fund established
 35 under subsection (d) of this section.

36 (d) FUND FOR ARRANGEMENTS FOR REPAIR OR LONG-TERM MAINTEN-
 37 ANCE OF MEMORIALS.—(1) There is a fund in the Treasury that is avail-
 38 able to the Commission for expenses of repair and long-term maintenance
 39 of memorials for which the Commission has made arrangements under sub-
 40 section (c) of this section. The fund consists of—

1 (A) amounts deposited into, and interest and proceeds credited to,
2 the fund under paragraph (2) of this subsection; and

3 (B) obligations obtained under paragraph (3) of this subsection.

4 (2) The Commission shall deposit into the fund the amounts that are ac-
5 cepted under subsection (c) of this section. The Secretary of the Treasury
6 shall credit to the fund the interest on, and the proceeds from the sale or
7 redemption of, obligations held in the fund.

8 (3) The Secretary shall invest any part of the fund that the Commission
9 decides is not required to meet current expenses. Each investment shall be
10 made in an interest-bearing obligation of the United States Government, or
11 an obligation that has its principal and interest guaranteed by the Govern-
12 ment, that the Commission decides has a maturity suitable for the fund.

13 (4) The Commission shall separately account for each amount deposited
14 in and expended from the fund for each war memorial for which an arrange-
15 ment for repair or long term maintenance is made under subsection (c) of
16 this section.

17 (e) DEMOLITION OF WAR MEMORIAL BUILT IN A FOREIGN COUNTRY
18 AND DISPOSITION OF SITE.—The Commission may take necessary action to
19 demolish any war memorial built outside the United States by a citizen of
20 the United States, a State, a political subdivision of a State, a governmental
21 authority (except a department, agency, or instrumentality of the United
22 States Government), a foreign agency, or a private association and to dis-
23 pose of the site of the memorial in a way the Commission decides is proper,
24 if—

25 (1) the appropriate foreign authorities agree to the demolition; and

26 (2)(A) the sponsor of the memorial consents to the demolition; or

27 (B) the memorial has fallen into disrepair and a reasonable effort
28 by the Commission has failed—

29 (i) to persuade the sponsor to maintain the memorial at a
30 standard acceptable to the Commission; or

31 (ii) to locate the sponsor.

32 **§ 2107. National Memorial Cemetery of the Pacific**

33 With the consent of the Secretary of the Army, the American Battle
34 Monuments Commission may build works of architecture and art in the Na-
35 tional Memorial Cemetery of the Pacific.

36 **§ 2108. Pacific War Memorial and other historical and me-** 37 **morial sites on Corregidor**

38 (a) GENERAL.—After an agreement is made between the government of
39 the Republic of the Philippines and the United States Government, the
40 American Battle Monuments Commission shall restore, operate, and main-

tain the Pacific War Memorial and other historical and memorial sites on Corregidor.

(b) PERSONNEL.—The Commission may employ necessary personnel to carry out this section.

(c) USE OF OTHER DEPARTMENTS, AGENCIES, AND INSTRUMENTALITIES.—Departments, agencies, and instrumentalities of the United States Government may assist the Commission, on a reimbursable basis, in carrying out this section.

(d) AUTHORITY TO SOLICIT CONTRIBUTIONS.—To carry out this section, the Commission may solicit and accept private contributions and shall deposit the contributions in the fund established by subsection (f) of this section.

(e) USE OF PRIVATE AMOUNTS.—The Commission shall carry out this section with private amounts except to the extent amounts are appropriated under subsection (g) of this section.

(f) FUND.—(1) There is a fund in the Treasury that is available to the Commission only to carry out this section. The fund consists of—

(A) amounts deposited into, and interest and proceeds credited to, the fund under paragraph (2) of this subsection; and

(B) obligations obtained under paragraph (3) of this subsection.

(2) The Chairman of the Commission shall deposit into the fund the amounts that are accepted under subsection (d) of this section. The Secretary of the Treasury shall credit to the fund the interest on, and the proceeds from the sale or redemption of, obligations held in the fund.

(3) The Secretary shall invest any part of the fund that the Chairman decides is not required to meet current expenses. Each investment shall be made in an interest-bearing obligation of the United States Government, or an obligation that has its principal and interest guaranteed by the Government, that the Chairman decides has a maturity suitable for the fund.

(4) Amounts in the fund exceeding the cost of carrying out this section, as decided by the Chairman, shall be deposited in the Treasury as miscellaneous receipts to reimburse the United States Government for amounts appropriated under subsection (g) of this section.

(g) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated—

(1) \$6,000,000 for site preparation, design, planning, construction, and associated administrative costs for the restoration of the Memorial and other historical and memorial sites referred to in subsection (a) of this section; and

(2) amounts necessary to operate and maintain the Memorial and those other historical and memorial sites.

1 **§ 2109. Foreign Currency Fluctuations Account**

2 (a) ESTABLISHMENT AND PURPOSE.—There is an account in the Treas-
 3 ury known as the “Foreign Currency Fluctuations, American Battle Monu-
 4 ments Commission, Account”. The Account shall be used to provide
 5 amounts, in addition to amounts appropriated for salaries and expenses of
 6 the Commission, to pay the cost of salaries and expenses that exceeds the
 7 amount appropriated for salaries and expenses because of fluctuations in
 8 currency exchange rates of foreign countries occurring after a budget re-
 9 quest for the Commission is submitted to Congress. The Account may not
 10 be used for any other purpose.

11 (b) INCREASE IN PERMISSIBLE OBLIGATIONS OF AMOUNTS.—A provision
 12 of law limiting the amounts the Commission may obligate in a fiscal year
 13 shall be increased to the extent necessary to reflect fluctuations in exchange
 14 rates from those used in preparing the budget submission.

15 (c) TRANSFERRED AMOUNTS.—(1) Amounts in the Account may be
 16 transferred to amounts appropriated for salaries and expenses of the Com-
 17 mission. Transferred amounts shall be merged with, and are available for
 18 the same time period as, the appropriation to which they are applied.

19 (2) Amounts transferred from the Account may be transferred back—

20 (A) if the amounts are not needed to pay obligations incurred be-
 21 cause of fluctuations in currency exchange rates of foreign countries in
 22 the appropriation to which the amounts were originally transferred; or

23 (B) because of subsequent favorable fluctuations in the rates or be-
 24 cause other amounts are, or become, available to pay the obligations.

25 (3) Amounts transferred to an appropriation under this subsection may
 26 not be transferred back to the Account after the end of the 2d fiscal year
 27 after the fiscal year in which the appropriation was available for obligation.

28 (d) RECORDING OF OBLIGATIONS AND FLUCTUATIONS IN EXCHANGE
 29 RATES.—An obligation of the Commission payable in the currency of a for-
 30 eign country may be recorded as an obligation based on exchange rates used
 31 in preparing a budget submission. A change reflecting fluctuations in ex-
 32 change rates may be recorded as a disbursement is made.

33 (e) UNOBLIGATED BALANCES.—The unobligated balance of an appropria-
 34 tion for salaries and expenses may be transferred to the Account not later
 35 than the end of the 2d fiscal year following the fiscal year for which the
 36 appropriation was made. The unobligated balance shall be merged with, and
 37 be available for the same period and purposes as, the Account.

38 (f) ANNUAL REPORT.—The Commission each year shall submit to the ap-
 39 propriate committees of Congress a report on amounts transferred under
 40 this section.

(g) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$3,000,000 to the Account.

§ 2110. Claims against the Commission

A claim against the American Battle Monuments Commission that is similar to a claim described in section 2734 of title 10, that is based on damage to, or loss or destruction of, property, or personal injury or death of an individual, and that is caused by the negligent or wrongful act or omission of an officer or civilian employee of the Commission acting within the scope of the officer's or employee's office or employment, may be settled, decided, and paid as provided in section 2734 for the settlement of Army claims. However, the Secretary of the Army may appoint an officer or employee of the Commission to a claims commission or as an officer to approve settlements of claims made by the claims commission. All payments in settlement of a claim shall be made out of appropriations made to carry out this chapter.

§ 2111. Presidential duties and powers

(a) ARRANGEMENTS WITH FOREIGN COUNTRIES.—The President is requested to make the necessary arrangements with the proper authorities of the appropriate foreign countries to enable the American Battle Monuments Commission to carry out this chapter.

(b) TRANSFER OF ADMINISTRATIVE DUTIES AND POWERS AND SUPPLIES, MATERIAL, AND EQUIPMENT TO COMMISSION.—(1) The President by executive order may transfer to the Commission—

(A) the same administrative duties and powers related to a permanent military cemetery located outside the United States and the territories and possessions of the United States that were transferred to the Commission by Executive Order 6614, February 26, 1934, and Executive Order 10057, May 14, 1949, as amended by Executive Order 10087, December 3, 1949; and

(B) supplies, material, and equipment located in the permanent military cemetery or in a military depot overseas that—

(i) the Department of Defense does not need; and

(ii) the Commission requests to carry out the duties and powers specified in clause (A) of this paragraph.

(2) After a transfer under this subsection, the Commission shall maintain the cemetery and all improvements in it.

§ 2112. Care and maintenance of Surrender Tree site

The American Battle Monuments Commission is responsible for the care and maintenance of the Surrender Tree site in Santiago, Cuba.

**CHAPTER 23—MARTIN LUTHER KING, JR. FEDERAL
HOLIDAY COMMISSION**

Sec.

- 2301. Congressional findings.
- 2302. Establishment, purposes, and meetings.
- 2303. Membership.
- 2304. Director and staff.
- 2305. Assistance and cooperation of departments, agencies, and instrumentalities of the United States Government.
- 2306. Donations.
- 2307. Restriction on use of amounts appropriated or donated.
- 2308. Accounting procedures.
- 2309. Annual report.
- 2310. Authorization of appropriations.
- 2311. Ending effective date.

§ 2301. Congressional findings

Congress finds that—

(1) January 20, 1986, marked the first observance of the Federal legal holiday, established by Public Law 98–144 (97 Stat. 917), honoring the birthday of Martin Luther King, Jr.;

(2) the holiday should serve as a time for Americans to reflect on the principles of racial equality and nonviolent social change espoused by Martin Luther King, Jr.; and

(3) it is appropriate for the United States Government to coordinate efforts with Americans of diverse backgrounds and with private organizations in the observance of the Federal legal holiday honoring Martin Luther King, Jr.

§ 2302. Establishment, purposes, and meetings

(a) ESTABLISHMENT.—There is the Martin Luther King, Jr. Federal Holiday Commission.

(b) PURPOSES.—The purposes of the Commission are—

(1) to encourage appropriate ceremonies and activities, including service opportunities, throughout the United States related to the observance of the Federal legal holiday honoring Martin Luther King, Jr., that occurs on the 3d Monday in January each year; and

(2) to provide to Federal, State and local governments, and private organizations advice and assistance related to observing the holiday.

(c) MEETINGS.—The Commission meets at the call of the chairperson.

§ 2303. Membership

(a) COMPOSITION.—(1) The Martin Luther King, Jr. Federal Holiday Commission is composed of—

(A) 4 officers from the executive branch, appointed by the President;

(B) 4 Members of the House of Representatives, appointed by the Speaker of the House of Representatives in consultation with the minority leader of the House of Representatives;

(C) 4 Senators, appointed by the President pro tempore of the Senate in consultation with the majority and minority leaders of the Senate;

(D) Coretta Scott King and 2 other members of the family surviving Martin Luther King, Jr., appointed by the family;

(E) 2 individuals representing the Martin Luther King, Jr. Center for Non-Violent Social Change (a not-for-profit organization incorporated in the State of Georgia), appointed by the organization;

(F) 23 individuals appointed by the members of the Commission appointed under paragraph (1)(A)–(E) of this subsection from among individuals representing diverse interest groups, including individuals representing labor, business, civil rights, and religious groups, and entertainers; and

(G) the chief executive officer of the Corporation for National and Community Service, appointed under section 193 of the National and Community Service Act of 1990 (42 U.S.C. 12651e).

(2) Individuals appointed under paragraph (1)(F) of this subsection may not be officers or employees of the United States Government or Members of Congress.

(b) POLITICAL PARTY MEMBERSHIP.—Not more than half the members of the Commission appointed under each of subsection (a)(1)(B), (C), (E), and (F) of this section may be members of the same political party.

(c) APPOINTMENT AND TERMS OF OFFICE.—(1) Except as provided in paragraphs (2) and (3) of this subsection, members of the Commission shall be appointed not later than June 1 of each year and serve for terms of one year. A vacancy under this paragraph shall be filled in the manner the original appointment was made.

(2) Coretta Scott King serves as a member for life. A vacancy under this paragraph shall be filled by a member of the family surviving Martin Luther King, Jr., and who is not already a member of the Commission. The individual shall be appointed by the family and serves as a member of the Commission at the discretion of the family.

(3) The 2 members of the Commission appointed as members of the family surviving Martin Luther King, Jr., serve as members of the Commission at the discretion of the family.

(d) POWERS NOT AFFECTED BY VACANCY.—A vacancy in the Commission does not affect the powers of the Commission.

(e) PAY AND EXPENSES.—Members of the Commission serve without pay. Subject to the availability of sufficient amounts, a member is entitled to expenses in the same way as provided under section 5703 of title 5.

1 **§ 2304. Director and staff**

2 The Martin Luther King, Jr. Federal Holiday Commission may appoint
3 a director and a staff of not more than 5 individuals, without regard to the
4 provisions of title 5 governing appointments in the competitive service. Sub-
5 ject to the availability of sufficient amounts, the Commission shall fix the
6 pay of the director and staff, except that the director shall be paid at a
7 rate that is not more than the rate of basic pay for level IV of the Executive
8 Schedule under section 5315 of title 5, and staff members shall be paid at
9 a rate that is not more than the maximum rate of basic pay payable for
10 grade GS-13 of the General Schedule.

11 **§ 2305. Assistance and cooperation of departments, agencies,**
12 **and instrumentalities of the United States Govern-**
13 **ment**

14 (a) REQUEST FOR ASSISTANCE.—When requested by the Martin Luther
15 King, Jr. Federal Holiday Commission, the head of a department, agency,
16 or instrumentality of the United States Government may detail, on a non-
17 reimbursable basis, any personnel of the department, agency, or instrumen-
18 tality to the Commission to assist it in carrying out its duties and powers
19 under this chapter. An individual detailed under this subsection for 365
20 days (continuously or intermittently) subsequently may not be detailed to
21 the Commission.

22 (b) COOPERATION.—The head of each department, agency, and instru-
23 mentality may cooperate with and assist the Commission in carrying out its
24 duties and powers under this chapter.

25 (c) RESTRICTIONS.—In carrying out its duties and powers under this
26 chapter, the Commission may not make any expenditures, or receive or use
27 office space, personnel, or any other assistance authorized under this sec-
28 tion, for training activities to direct or encourage—

29 (1) the organization or carrying out of a campaign to protest social
30 conditions; and

31 (2) any form of civil disobedience.

32 **§ 2306. Donations**

33 The Martin Luther King, Jr. Federal Holiday Commission may encour-
34 age the participation of, and accept, use, and dispose of donations of money,
35 property, and personal services from, individuals and public and private or-
36 ganizations to assist the Commission in carrying out its duties and powers
37 under this chapter.

1 **§ 2307. Restriction on use of amounts appropriated or do-**
 2 **nated**

3 Amounts appropriated or donated to the Martin Luther King, Jr. Federal
 4 Holiday Commission may not be used to buy first class air travel or first
 5 class hotel accommodations.

6 **§ 2308. Accounting procedures**

7 (a) ACCOUNTING SYSTEM.—The Martin Luther King, Jr. Federal Holi-
 8 day Commission shall follow a comprehensive basis of accounting, as defined
 9 by the Comptroller General in B-255473. The Commission shall establish
 10 an accounting system for review by the Comptroller General under section
 11 3512 of title 31.

12 (b) AUDITS.—The Comptroller General may review and audit the Com-
 13 mission and its programs, activities, operations, and financial transactions.
 14 The records of the Commission shall be made available to the Comptroller
 15 General as necessary to carry out the audit.

16 **§ 2309. Annual report**

17 Not later than April 20 of each year, the Martin Luther King, Jr. Fed-
 18 eral Holiday Commission shall submit to the President and Congress a re-
 19 port on its activities under this chapter and the National and Community
 20 Service Act of 1990 (42 U.S.C. 12501 et seq.). The report shall include—

21 (1) a detailed description of all activities the Commission undertook;

22 (2) an analysis of the spending practices of the Commission indicat-
 23 ing how much of the funds of the Commission are dedicated to salaries,
 24 travel expenses, and other overhead costs and how much are dedicated
 25 to the stated goals of the Commission; and

26 (3) a detailed description of any grants the Corporation for National
 27 and Community Service made with the consultation of the Commission.

28 **§ 2310. Authorization of appropriations**

29 Not more than the following amounts are authorized to be appropriated
 30 to carry out this chapter:

31 (1) \$400,000 for the fiscal year ending September 30, 1997.

32 (2) \$450,000 for the fiscal year ending September 30, 1998.

33 (3) \$500,000 for the fiscal year ending September 30, 1999.

34 **§ 2311. Ending effective date**

35 The Martin Luther King, Jr. Federal Holiday Commission continues in
 36 existence until September 30, 1999.

37 **CHAPTER 25—UNITED STATES HOLOCAUST MEMORIAL**
 38 **COUNCIL**

Sec.

2501. Establishment and purposes.

2502. Membership.

2503. Executive Director.

2504. Gifts, bequests, and devises of property.

- 2505. Insurance.
- 2506. Audits.
- 2507. Administrative.
- 2508. Annual report.
- 2509. Authorization of appropriations.

§ 2501. Establishment and purposes

The United States Holocaust Memorial Council is an independent establishment of the United States Government. The Council shall—

- (1) provide for appropriate ways for the Nation to commemorate the Days of Remembrance as an annual, national, civic commemoration of the holocaust;
- (2) encourage and sponsor appropriate observances of the Days of Remembrance throughout the United States; and
- (3) operate a permanent living memorial museum to the victims of the holocaust.

§ 2502. Membership

(a) COMPOSITION.—(1) The United States Holocaust Memorial Council consists of 65 voting members and the following ex officio nonvoting members:

- (A) one appointed by the Secretary of the Interior.
- (B) one appointed by the Secretary of State.
- (C) one appointed by the Secretary of Education.

(2) Of the 65 voting members—

- (A) the President of the United States appoints 55;
- (B) the Speaker of the House of Representatives appoints 5 from among members of the House of Representatives; and
- (C) the President pro tempore of the Senate appoints 5, on the recommendation of the majority and minority leaders, from among members of the Senate.

(b) TERMS OF OFFICE.—(1) Except as provided in this subsection, Council members serve for terms of 5 years.

(2) The terms of the 5 members of the House of Representatives and the 5 members of the Senate appointed during a term of Congress each expire at the end of that term of Congress.

(c) CHAIRPERSON AND VICE CHAIRPERSON.—The President of the United States shall appoint the Chairperson and Vice Chairperson of the Council from among the members of the Council. The Chairperson and Vice Chairperson serve for terms of 5 years.

(d) VACANCIES.—(1) A vacancy in the Council shall be filled in the same manner as the original appointment was made.

(2) A member appointed to fill a vacancy occurring before the expiration of the term for which the predecessor was appointed shall be appointed only for the remainder of the term. A member, except a Member of Congress

1 appointed by the Speaker of the House of Representatives or the President
 2 pro tempore of the Senate, may serve after the expiration of a term until
 3 a successor takes office.

4 (3) The President of the United States fills a vacancy in the offices of
 5 the Chairperson and Vice Chairperson.

6 (e) REAPPOINTMENT.—A member whose term expires may be re-
 7 appointed. The Chairperson and Vice Chairperson may be reappointed to
 8 those offices.

9 (f) PAY AND EXPENSES.—(1) Except as provided in paragraph (2) of this
 10 subsection, members of the Council may be paid the daily equivalent of the
 11 maximum annual rate of basic pay payable under section 5376 of title 5
 12 for each day (including traveltime) during which they perform duties of the
 13 Council. A member is entitled to expenses in the same way as provided
 14 under section 5703 of title 5.

15 (2) Members who are full-time officers or employees of the United States
 16 Government or Members of Congress may not receive additional pay because
 17 of their service on the Council.

18 (g) ASSOCIATED COMMITTEES.—Subject to appointment by the Chair-
 19 person, an individual, other than a member of the Council, may be des-
 20 ignated as a member of a committee associated with the Council. The indi-
 21 vidual serves without cost to the Government.

22 **§ 2503. Executive Director**

23 (a) APPOINTMENT AND PAY.—The Chairperson of the United States Hol-
 24 ocaust Memorial Council shall appoint an Executive Director, subject to
 25 confirmation of the Council. The Executive Director may be paid with non-
 26 appropriated amounts. However, if the Executive Director is paid with ap-
 27 propriated amounts, the rate of pay shall be a rate that is not more than
 28 the maximum rate of basic pay payable under section 5376 of title 5. The
 29 Executive Director serves at the pleasure of the Council.

30 (b) DUTIES AND POWERS.—The Executive Director may—

31 (1) appoint employees in the competitive service subject to chapter
 32 51 and subchapter III of chapter 53 of title 5;

33 (2) appoint and fix the compensation (at a rate that is not more
 34 than the maximum rate of basic pay payable under section 5376 of title
 35 5) of not more than 3 employees, notwithstanding any other provision
 36 of law; and

37 (3) carry out decisions of the Council, in the manner the Council di-
 38 rects, and carry out other duties and powers the Council, the Executive
 39 Committee of the Council, or the Chairperson assigns.

1 **§ 2504. Gifts, bequests, and devises of property**

2 (a) GENERAL.—The United States Holocaust Memorial Council may so-
3 licit, acquire, own, lease, encumber, and transfer gifts, bequests, and devises
4 of property to aid or facilitate the maintenance and operation of the memo-
5 rial. The property and the proceeds of the property shall be used as nearly
6 as possible in accordance with the terms of the gift, bequest, or devise do-
7 nating the property. Money donated to and accepted by the Council under
8 this section is not considered appropriated amounts and is not subject to
9 any requirements or restrictions applicable to appropriated amounts.

10 (b) TAX TREATMENT.—For the purposes of Federal income, estate, and
11 gift taxes, property accepted under this section is deemed to be a gift, be-
12 quest, or devise to the United States Government.

13 **§ 2505. Insurance**

14 The United States Holocaust Memorial Council shall maintain insurance
15 on the memorial museum to cover risks, in an amount, and containing
16 terms the Council considers necessary.

17 **§ 2506. Audits**

18 When requested by Congress, the Comptroller General shall audit finan-
19 cial transactions of the United States Holocaust Memorial Council, includ-
20 ing those involving donated amounts, under generally accepted auditing
21 standards. The Council shall make available for an audit under this section
22 all records, items, or property used by the Council that are necessary for
23 the audit. The Council shall provide facilities for verifying transactions with
24 the balances.

25 **§ 2507. Administrative**

26 (a) BYLAWS.—(1) The United States Holocaust Memorial Council shall
27 adopt bylaws to carry out its duties and powers under this chapter.

28 (2) The Chairperson of the Council may waive a bylaw when the Chair-
29 person decides the waiver is in the best interest of the Council. Immediately
30 after waiving a bylaw, the Chairperson shall send written notice to every
31 voting member of the Council. The waiver becomes final 30 days after the
32 notice is sent unless a majority of Council members disagrees in writing be-
33 fore the end of the 30-day period.

34 (b) QUORUM.—One-third of the members of the Council is a quorum. A
35 vacancy in the Council does not affect its powers to function.

36 (c) EXPERTS AND CONSULTANTS.—The Council may procure the tem-
37 porary or intermittent services of experts or consultants under section 3109
38 of title 5, at rates that are not more than the daily equivalent of the maxi-
39 mum annual rate of basic pay payable under section 5376 of title 5.

40 (d) CONTRACT AUTHORITY.—In accordance with applicable law, the
41 Council may make contracts or other arrangements with public agencies or

authorities and with private organizations and persons and may make payments necessary to carry out its duties and powers under this chapter.

(e) ASSISTANCE FROM OTHER UNITED STATES GOVERNMENT DEPARTMENTS, AGENCIES, AND INSTRUMENTALITIES.—The Secretary of the Smithsonian Institution, the Library of Congress, and all departments, agencies, and instrumentalities in the executive branch of the United States Government may assist the Council in carrying out its duties and powers under this chapter.

(f) ADMINISTRATIVE SERVICES AND SUPPORT.—The Secretary of the Interior may provide administrative services and support to the Council on a reimbursable basis.

§ 2508. Annual report

The Executive Director of the United States Holocaust Memorial Council each year shall submit to Congress a report on the Executive Director's stewardship of the authority to operate and maintain the Holocaust Museum, including an accounting of all financial transactions involving donated amounts.

§ 2509. Authorization of appropriations

(a) GENERAL.—Amounts necessary to carry out this chapter are authorized to be appropriated for each of the fiscal years ending September 30, 1997–2000. Notwithstanding another law, necessary amounts are authorized to be appropriated to the Council to obtain, from a private insurance carrier, insurance against loss in connection with the memorial museum and related property and exhibits.

(b) USE OF AMOUNTS FOR CONSTRUCTION BARRED.—Amounts authorized under this chapter may not be used for construction.

(c) PRIOR AUTHORITY REQUIRED.—Authority to make contracts and to make payments under this chapter, using amounts authorized to be appropriated under this section, are effective only to the extent, and in amounts, provided in advance in an appropriations law.

CHAPTER 27—PRESIDENT'S COMMITTEE ON EMPLOYMENT OF PEOPLE WITH DISABILITIES

Sec.

2701. Acceptance of voluntary services and money or property.

2702. Authorization of appropriations.

§ 2701. Acceptance of voluntary services and money or property

The President's Committee on Employment of People With Disabilities—

(1) notwithstanding section 1342 of title 31, may accept voluntary and uncompensated services; and

(2) may accept, use, and dispose of any money or property the Committee receives.

§ 2702. Authorization of appropriations

(a) GENERAL.—Amounts necessary for the work of the President's Committee on Employment of People With Disabilities are authorized to be appropriated for the fiscal year ending September 30, 1997, to be expended in the manner and by agencies the President may direct.

(b) USES.—Amounts appropriated under this section are to be used to carry out the purposes of National Disability Employment Awareness Month and to enable the President to provide the Committee with adequate personnel to assist in its activities, and otherwise to provide the Committee with the means of carrying out a program to promote the employment of individuals with disabilities, by—

(1) creating interest throughout the United States in the rehabilitation and employment of such individuals; and

(2) obtaining and maintaining cooperation from all public and private groups in the field.

SUBTITLE II—PATRIOTIC AND NATIONAL ORGANIZATIONS

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PART A—GENERAL

CHAPTER 101—GENERAL

Sec.

10101. Audits.

10102. Reservation of right to amend or repeal.

§ 10101. Audits

(a) GENERAL.—Except as otherwise provided, the accounts of each corporation in part B of this subtitle shall be audited annually in accordance with generally accepted auditing standards by an independent certified public accountant or independent licensed public accountant, certified or licensed by a regulatory authority of a State or other political subdivision of the United States. The audit shall be conducted where the accounts of the corporation normally are kept. The person conducting the audit shall be given access to—

(1) all records and property owned or used by the corporation necessary to facilitate the audit; and

(2) full facilities for verifying transactions with the balances or securities held by depositories, fiscal agents, and custodians.

(b) REPORT.—(1) The corporation shall submit a report of the audit to Congress not later than 6 months after the close of the fiscal year for which the audit is made. The report shall describe the scope of the audit and include—

(A) statements necessary to present fairly the corporation's assets, liabilities, and surplus or deficit, and an analysis of the changes in those amounts during the year;

(B) a statement in reasonable detail of the corporation's income and expenses during the year including the results of any trading, manufacturing, publishing, or other commercial-type endeavor; and

(C) the independent auditor's opinion of those statements.

(2) The report may not be printed as a public document, except as part of proceedings authorized to be printed under section 1332 of title 44.

§ 10102. Reservation of right to amend or repeal

(a) GENERAL.—Congress reserves the right to amend or repeal the provisions of part B of this subtitle.

(b) NONAPPLICATION.—Subsection (a) of this section does not apply to chapters 213, 407, 801, 1403, 1503 (except section 150302(b)), 1513, 1517, 1531, and 1539 of this title.

PART B—ORGANIZATIONS

CHAPTER 201—AGRICULTURAL HALL OF FAME

Sec.

20101. Organization.

20102. Purposes.

20103. Membership.

20104. Governing body.

20105. Powers.

20106. Restrictions.

20107. Principal office.

20108. Records and inspection.

20109. Service of process.

20110. Liability for acts of officers and agents.

20111. Use of assets on dissolution or final liquidation.

§ 20101. Organization

(a) FEDERAL CHARTER.—Agricultural Hall of Fame (in this chapter, the “corporation”) is a federally chartered corporation.

(b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

§ 20102. Purposes

The purposes of the corporation are—

(1) to receive and maintain one or more funds and to use any part of the principal or interest only for charitable, scientific, literary, or educational purposes either directly or by contributing to organizations authorized to carry on similar activities;

(2) to honor farmers, farm women, farm leaders, teachers, scientists, inventors, governmental leaders, and other individuals who have helped make this Nation great by their outstanding contributions to the establishment, development, advancement, or improvement of agriculture in the United States;

(3) to perpetuate the memory of those individuals and record their contributions and achievements by the erection and maintenance of buildings and monuments as may be appropriate as a lasting memorial;

(4) to promote a greater sense of appreciation of the dignity and importance of agriculture, historically carried out through owner-operated farms, and the part it has played in developing those social, economic,

and spiritual values which are essential in maintaining the free and democratic institutions of our Republic;

(5) to establish and maintain a library and museum for the collection and preservation for posterity of agricultural tools, implements, machines, vehicles, pictures, paintings, books, papers, documents, data, relics, mementos, artifacts, and other items relating to agriculture;

(6) to cooperate with other organizations interested in similar projects; and

(7) to engage in other activities appropriate to carry out its purposes.

§ 20103. Membership

(a) ELIGIBILITY.—Except as provided in this chapter, eligibility for membership in the corporation and the rights, privileges, and designation of classes of members are as provided in the bylaws.

(b) VOTING.—Each member given voting rights by the bylaws has one vote on each matter submitted to a vote at a meeting of the voting members. The vote may be cast in the manner provided in the bylaws.

§ 20104. Governing body

(a) BOARD OF GOVERNORS.—(1) The board of governors is the governing body of the corporation. Between meetings of the members of the corporation, the board is responsible for the general policies and program of the corporation and for the control of all funds of the corporation.

(2) The number of governors, their manner of selection (including the filling of vacancies), and their term of office are as provided in the bylaws. However, the board shall have at least 15 members.

(3) The board may appoint committees. Each committee has the powers provided in the bylaws or by resolution of the board. The powers of a committee may include all the powers of the board.

(b) OFFICERS.—(1) The officers of the corporation are a president, one or more vice presidents as provided in the bylaws, a secretary, a treasurer, one or more assistant secretaries and assistant treasurers, and other officers as provided in the bylaws.

(2) The manner of election, term of office, and duties of the officers are as provided in the bylaws.

§ 20105. Powers

The corporation may—

(1) adopt and amend bylaws for the management of its property and the regulation of its affairs;

(2) adopt and alter a corporate seal;

(3) choose officers, managers, agents, and employees as the activities of the corporation require;

(4) make contracts;

(5) acquire, own, lease, encumber, and transfer property as necessary or convenient to carry out the purposes of the corporation;

(6) borrow money, issue instruments of indebtedness, and secure its obligations by granting security interests in its property; and

(7) sue and be sued.

§ 20106. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) POLITICAL ACTIVITIES.—The corporation or a governor, officer, employee, or member as such may not contribute to, support, or assist a political party or candidate for public office.

(c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a governor, officer, or member as such during the life of the corporation or on its dissolution or final liquidation. This subsection does not prevent the payment of compensation to an officer or employee in an amount approved by the board of governors.

(d) LOANS.—The corporation may not make a loan or advance to a governor, officer, employee, or member. Governors who vote for or assent to making a loan or advance to a governor, officer, employee, or member, and officers who participate in making the loan or advance, are jointly and severally liable to the corporation for the amount of the loan or advance until it is repaid.

(e) CONTRIBUTIONS TO CERTAIN ORGANIZATIONS.—None of the principal or interest of a fund referred to in section 20102(1) of this title may be contributed to an organization if—

(1) a substantial part of its activities is carrying on propaganda or attempting to influence legislation; or

(2) any part of its net earnings benefits a private shareholder or individual.

§ 20107. Principal office

The principal office of the corporation shall be in Kansas City, Kansas, or another place decided by the board of governors. However, the activities of the corporation are not confined to the place where the principal office is located but may be conducted throughout the States, territories, and possessions of the United States.

§ 20108. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account;

1 (2) minutes of the proceedings of its members, board of governors,
2 and committees; and

3 (3) at its principal office, a record of the names and addresses of
4 its members entitled to vote.

5 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
6 the member, may inspect the records of the corporation for any proper pur-
7 pose, at any reasonable time.

8 **§ 20109. Service of process**

9 The corporation shall have a designated agent in the District of Columbia
10 to receive service of process for the corporation. Notice to or service on the
11 agent is notice to or service on the corporation.

12 **§ 20110. Liability for acts of officers and agents**

13 The corporation is liable for the acts of its officers and agents acting
14 within the scope of their authority.

15 **§ 20111. Use of assets on dissolution or final liquidation**

16 On dissolution or final liquidation of the corporation, any assets of the
17 corporation remaining after the discharge of all liabilities shall be distrib-
18 uted as provided by the board of governors, but in compliance with the char-
19 ter and bylaws.

20 **CHAPTER 203—AMERICAN ACADEMY OF ARTS AND**
21 **LETTERS**

Sec.

20301. Organization.

20302. Purpose.

20303. Membership.

20304. Powers.

20305. Annual meeting.

20306. Annual report.

20307. Nonapplication of audit requirements.

22 **§ 20301. Organization**

23 (a) FEDERAL CHARTER.—American Academy of Arts and Letters (in this
24 chapter, the “corporation”) is a federally chartered corporation.

25 (b) PLACE OF INCORPORATION.—The corporation is declared to be incor-
26 porated in the District of Columbia.

27 **§ 20302. Purpose**

28 The purpose of the corporation is to further the interests of literature and
29 the fine arts.

30 **§ 20303. Membership**

31 The corporation may have not more than 50 regular members.

32 **§ 20304. Powers**

33 The corporation may—

34 (1) adopt bylaws and regulations;

35 (2) fill vacancies;

(3) provide for the election of foreign, domestic, or honorary associate members, and the division of those members into classes;

(4) receive bequests and donations of property, hold the property in trust, and invest the property to carry out the purpose of the corporation; and

(5) do any other act necessary or usual for such a corporation.

§ 20305. Annual meeting

The corporation shall hold an annual meeting at a place in the United States as may be designated.

§ 20306. Annual report

The corporation shall make an annual report to Congress, to be filed with the Librarian of Congress.

§ 20307. Nonapplication of audit requirements

The audit requirements of section 10101 of this title do not apply to the corporation.

CHAPTER 205—AMERICAN CHEMICAL SOCIETY

Sec.

20501. Organization.

20502. Purposes.

20503. Powers.

20504. Cooperation with the military.

20505. Annual meeting.

20506. Annual report.

§ 20501. Organization

American Chemical Society (in this chapter, the “corporation”) is a federally chartered corporation.

§ 20502. Purposes

The purposes of the corporation are—

(1) to encourage in the broadest and most liberal manner the advancement of chemistry in all its branches;

(2) to promote research in chemical science and industry;

(3) to improve the qualifications and usefulness of chemists through high standards of professional ethics, education, and attainments;

(4) to increase and diffuse chemical knowledge; and

(5) by its meetings, professional contacts, reports, papers, discussions, and publications, to promote scientific interests and inquiry to foster public welfare and education, aid the development of our country’s industries, and add to the material prosperity and happiness of our people.

§ 20503. Powers

The corporation may—

(1) adopt a constitution, bylaws, and regulations;

(2) fill vacancies;

1 (3) provide for the election of members and the division of those
2 members into classes;

3 (4) receive property, hold the property absolutely or in trust, invest
4 and manage the property, and use the property and income arising
5 from it to carry out the purposes of the corporation; and

6 (5) do any other act necessary and proper to carry out the purposes
7 of the corporation.

8 **§ 20504. Cooperation with the military**

9 (a) INVESTIGATIONS, EXAMINATIONS, EXPERIMENTS, AND REPORTS.—
10 When requested by the Secretary of the Army, Air Force, or Navy, the cor-
11 poration shall investigate, examine, experiment, and report on any subject
12 in pure or applied chemistry connected with the national defense.

13 (b) PAYMENTS.—The actual expense of those investigations, examina-
14 tions, experiments, and reports shall be paid from amounts appropriated for
15 those purposes. However, the corporation may not receive compensation for
16 any services performed for the United States Government.

17 (c) TITLE AND LICENSE.—Title to inventions and discoveries made in the
18 course of those investigations, examinations, and experiments that the ap-
19 propriate Secretary believes involve the national defense vest in the Govern-
20 ment. The Government shall have unlimited license under other inventions
21 and discoveries made in the course of those investigations, examinations,
22 and experiments.

23 **§ 20505. Annual meeting**

24 The corporation shall hold an annual meeting at a place in the United
25 States as may from time to time be designated.

26 **§ 20506. Annual report**

27 Not later than December 1 of each year, the corporation shall submit a
28 report to Congress on the activities of the corporation during the prior cal-
29 endar year, including a complete statement of its receipts and expenditures.
30 The report may not be printed as a public document.

31 **CHAPTER 207—AMERICAN COUNCIL OF LEARNED** 32 **SOCIETIES**

Sec.

- 20701. Definition.
- 20702. Organization.
- 20703. Purposes.
- 20704. Membership.
- 20705. Governing body.
- 20706. Powers.
- 20707. Restrictions.
- 20708. Duty to maintain tax-exempt status.
- 20709. Records and inspection.
- 20710. Service of process.
- 20711. Liability for acts of officers and agents.
- 20712. Annual report.

1 **§ 20701. Definition**

2 For purposes of this chapter, “State” includes the District of Columbia
3 and the territories and possessions of the United States.

4 **§ 20702. Organization**

5 American Council of Learned Societies (in this chapter, the “corpora-
6 tion”), a nonprofit corporation incorporated in the District of Columbia, is
7 a federally chartered corporation.

8 **§ 20703. Purposes**

9 The purposes of the corporation are as provided in the articles of incorpo-
10 ration and include—

11 (1) the advancement of the humanistic studies in all fields of learn-
12 ing; and

13 (2) the maintenance and strengthening of relations among the na-
14 tional societies devoted to those studies.

15 **§ 20704. Membership**

16 Except as provided in this chapter, eligibility for membership in the cor-
17 poration and the rights and privileges of members are as provided in the
18 constitution and bylaws of the corporation.

19 **§ 20705. Governing body**

20 (a) BOARD OF DIRECTORS.—The board of directors and the responsibil-
21 ities of the board are as provided in the articles of incorporation.

22 (b) OFFICERS.—The officers and the election of officers are as provided
23 in the articles of incorporation.

24 **§ 20706. Powers**

25 The corporation has only the powers provided in its bylaws and articles
26 of incorporation filed in each State in which it is incorporated.

27 **§ 20707. Restrictions**

28 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
29 clare or pay a dividend.

30 (b) POLITICAL ACTIVITIES.—The corporation or a director or officer as
31 such may not contribute to, support, or participate in any political activity
32 or in any manner attempt to influence legislation.

33 (c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
34 corporation may not inure to the benefit of, or be distributed to, a director,
35 officer, or member during the life of the charter granted by this chapter.
36 This subsection does not prevent the payment of reasonable compensation to
37 an officer or reimbursement for actual necessary expenses in amounts ap-
38 proved by the board of directors.

39 (d) LOANS.—The corporation may not make a loan to a director, officer,
40 or employee.

1 (e) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORITY.—The corpora-
 2 tion may not claim congressional approval or the authority of the United
 3 States Government for any of its activities.

4 **§ 20708. Duty to maintain tax-exempt status**

5 The corporation shall maintain its status as an organization exempt from
 6 taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).
 7 If the corporation does not maintain that status, the charter granted by this
 8 chapter expires.

9 **§ 20709. Records and inspection**

10 (a) RECORDS.—The corporation shall keep—

- 11 (1) correct and complete records of account;
- 12 (2) minutes of the proceedings of its members, board of directors,
- 13 and committees; and
- 14 (3) at its principal office, a record of the names and addresses of
- 15 its members entitled to vote.

16 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
 17 the member, may inspect the records of the corporation for any proper pur-
 18 pose, at any reasonable time.

19 **§ 20710. Service of process**

20 The corporation shall comply with the law on service of process of each
 21 State in which it is incorporated and each State in which it carries on ac-
 22 tivities.

23 **§ 20711. Liability for acts of officers and agents**

24 The corporation is liable for the acts of its officers and agents acting
 25 within the scope of their authority.

26 **§ 20712. Annual report**

27 The corporation shall submit an annual report to Congress on the activi-
 28 ties of the corporation during the prior fiscal year. The report shall be sub-
 29 mitted at the same time as the report of the audit required by section
 30 10101 of this title. The report may not be printed as a public document.

31 **CHAPTER 209—AMERICAN EX-PRISONERS OF WAR**

Sec.

- 20901. Definition.
- 20902. Organization.
- 20903. Purposes.
- 20904. Membership.
- 20905. Governing body.
- 20906. Powers.
- 20907. Exclusive right to name and emblem.
- 20908. Restrictions.
- 20909. Duty to maintain corporate and tax-exempt status.
- 20910. Records and inspection.
- 20911. Service of process.
- 20912. Liability for acts of officers and agents.
- 20913. Annual report.

1 **§ 20901. Definition**

2 For purposes of this chapter, “State” includes the District of Columbia
3 and the territories and possessions of the United States.

4 **§ 20902. Organization**

5 (a) FEDERAL CHARTER.—American Ex-Prisoners of War (in this chap-
6 ter, the “corporation”), a nonprofit corporation incorporated in the State
7 of Washington, is a federally chartered corporation.

8 (b) EXPIRATION OF CHARTER.—If the corporation does not comply with
9 any provision of this chapter, the charter granted by this chapter expires.

10 **§ 20903. Purposes**

11 The purposes of the corporation are as provided in the articles of incorpo-
12 ration and include—

13 (1) encouraging fraternity for the common good;

14 (2) fostering patriotism and loyalty;

15 (3) assisting widows and orphans of deceased ex-prisoners of war;

16 (4) assisting ex-prisoners of war who have been injured or disabled
17 as a result of their service;

18 (5) maintaining allegiance to the United States;

19 (6) preserving and defending the United States from all enemies;

20 and

21 (7) maintaining historical records.

22 **§ 20904. Membership**

23 Except as provided in this chapter, eligibility for membership in the cor-
24 poration and the rights and privileges of members are as provided in the
25 bylaws.

26 **§ 20905. Governing body**

27 (a) BOARD OF DIRECTORS.—The board of directors and the responsibil-
28 ities of the board are as provided in the articles of incorporation.

29 (b) OFFICERS.—The officers and the election of officers are as provided
30 in the articles of incorporation.

31 **§ 20906. Powers**

32 The corporation has only the powers provided in its bylaws and articles
33 of incorporation filed in each State in which it is incorporated.

34 **§ 20907. Exclusive right to name and emblem**

35 The corporation has the exclusive right to use and to allow others to use
36 the name “American Ex-Prisoners of War” and the official American Ex-
37 Prisoners of War emblem or any colorable simulation of that emblem. This
38 section does not affect any vested rights.

39 **§ 20908. Restrictions**

40 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
41 clare or pay a dividend.

(b) **POLITICAL ACTIVITIES.**—The corporation or a director or officer as such may not contribute to, support, or participate in any political activity or in any manner attempt to influence legislation.

(c) **DISTRIBUTION OF INCOME OR ASSETS.**—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member during the life of the charter granted by this chapter. This subsection does not prevent the payment of reasonable compensation to an officer or reimbursement for actual necessary expenses in amounts approved by the board or directors.

(d) **LOANS.**—The corporation may not make a loan to a director, officer, or employee.

(e) **CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORITY.**—The corporation may not claim congressional approval or the authority of the United States Government for any of its activities.

§ 20909. Duty to maintain corporate and tax-exempt status

(a) **CORPORATE STATUS.**—The corporation shall maintain its status as a corporation incorporated under the laws of the State of Washington.

(b) **TAX-EXEMPT STATUS.**—The corporation shall maintain its status as an organization exempt from taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

§ 20910. Records and inspection

(a) **RECORDS.**—The Corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its members, board of directors, and committees; and

(3) at its principal office, a record of the names and addresses of its members entitled to vote.

(b) **INSPECTION.**—A member entitled to vote, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 20911. Service of process

The corporation shall comply with the law on service of process of each State in which it is incorporated and each State in which it carries on activities.

§ 20912. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 20913. Annual report

The corporation shall submit an annual report to Congress on the activities of the corporation during the prior fiscal year. The report shall be sub-

mitted at the same time as the report of the audit required by section 10101 of this title. The report may not be printed as a public document.

**CHAPTER 211—AMERICAN GOLD STAR MOTHERS,
INCORPORATED**

Sec.

- 21101. Definition.
- 21102. Organization.
- 21103. Purposes.
- 21104. Membership.
- 21105. Governing body.
- 21106. Powers.
- 21107. Restrictions.
- 21108. Duty to maintain corporate and tax-exempt status.
- 21109. Records and inspection.
- 21110. Service of process.
- 21111. Liability for acts of officers and agents.
- 21112. Annual report.

§ 21101. Definition

For purposes of this chapter, “State” includes the District of Columbia and the territories and possessions of the United States.

§ 21102. Organization

(a) FEDERAL CHARTER.—American Gold Star Mothers, Incorporated (in this chapter, the “corporation”), incorporated in the District of Columbia, is a federally chartered corporation.

(b) EXPIRATION OF CHARTER.—If the corporation does not comply with any provision of this chapter, the charter granted by this chapter expires.

§ 21103. Purposes

The purposes of the corporation are as provided in the articles of incorporation and include a continuing commitment, on a national basis, to—

- (1) keep alive and develop the spirit that promoted world services;
- (2) maintain the ties of fellowship born of that service, and assist and further all patriotic work;
- (3) inculcate a sense of individual obligation to the community, State, and Nation;
- (4) assist veterans of World War I, World War II, the Korean Conflict, Vietnam, and other strategic areas and their dependents in the presentation of claims to the Department of Veterans Affairs, and aid in any way in their power the men and women who served and died or were wounded or incapacitated during hostilities;
- (5) perpetuate the memory of those whose lives were sacrificed in our wars;
- (6) maintain true allegiance to the United States;
- (7) inculcate lessons of patriotism and love of country in the communities in which we live;
- (8) inspire respect for the Stars and Stripes in the youth of America;

1 (9) extend needful assistance to all Gold Star Mothers and, when
2 possible, to their descendants; and

3 (10) promote peace and good will for the United States and all other
4 Nations.

5 **§ 21104. Membership**

6 (a) ELIGIBILITY.—Except as provided in this chapter, eligibility for mem-
7 bership in the corporation and the rights and privileges of members are as
8 provided in the constitution and bylaws.

9 (b) NONDISCRIMINATION.—The terms of membership may not discrimi-
10 nate on the basis of race, color, religion, or national origin.

11 **§ 21105. Governing body**

12 (a) BOARD OF DIRECTORS.—The board of directors and the responsibil-
13 ities of the board are as provided in the articles of incorporation.

14 (b) OFFICERS.—The officers and the election of officers are as provided
15 in the articles of incorporation.

16 (c) NONDISCRIMINATION.—The requirements for holding office in the cor-
17 poration may not discriminate on the basis of race, color, religion, or na-
18 tional origin.

19 **§ 21106. Powers**

20 The corporation has only the powers provided in its bylaws and articles
21 of incorporation filed in each State in which it is incorporated.

22 **§ 21107. Restrictions**

23 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
24 clare or pay a dividend.

25 (b) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
26 corporation may not inure to the benefit of, or be distributed to, a director,
27 officer, or member during the life of the charter granted by this chapter.
28 This subsection does not prevent the payment of reasonable compensation
29 to an officer or reimbursement for actual necessary expenses in amounts ap-
30 proved by the board of directors.

31 (c) LOANS.—The corporation may not make a loan to a director, officer,
32 or employee.

33 (d) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORITY.—The corpora-
34 tion may not claim congressional approval or the authority of the United
35 States Government for any of its activities.

36 **§ 21108. Duty to maintain corporate and tax-exempt status**

37 (a) CORPORATE STATUS.—The corporation shall maintain its status as a
38 corporation incorporated under the laws of each State in which it is incor-
39 porated.

(b) TAX-EXEMPT STATUS.—The corporation shall maintain its status as an organization exempt from taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

§ 21109. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its members, board of directors, and committees; and

(3) at its principal office, a record of the names and addresses of its members entitled to vote.

(b) INSPECTION.—A member entitled to vote, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 21110. Service of process

The corporation shall comply with the law on service of process of each State in which it is incorporated and each State in which it carries on activities.

§ 21111. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 21112. Annual report

The corporation shall submit an annual report to Congress on the activities of the corporation during the prior fiscal year. The report shall be submitted at the same time as the report of the audit required by section 10101 of this title. The report may not be printed as a public document.

CHAPTER 213—AMERICAN HISTORICAL SOCIETY

Sec.

21301. Organization.

21302. Purposes.

21303. Powers.

21304. Annual meeting.

21305. Principal office.

21306. Historical collections.

21307. Annual report.

§ 21301. Organization

(a) FEDERAL CHARTER.—American Historical Society (in this chapter, the “corporation”) is a federally chartered corporation.

(b) PLACE OF INCORPORATION.—The corporation is declared to be incorporated in the District of Columbia.

§ 21302. Purposes

The purposes of the corporation are—

(1) to promote historical studies;

(2) to collect and preserve historical manuscripts; and

1 (3) other kindred purposes in the interest of American history and
 2 of history in America.

3 **§ 21303. Powers**

4 The corporation may—

5 (1) adopt a constitution and bylaws; and

6 (2) hold property in the District of Columbia necessary to carry out
 7 the purposes of the corporation.

8 **§ 21304. Annual meeting**

9 The corporation may hold its annual meeting in a place the members of
 10 the corporation select.

11 **§ 21305. Principal office**

12 The principal office of the corporation shall be in the District of Colum-
 13 bia.

14 **§ 21306. Historical collections**

15 The Regents of the Smithsonian Institution may allow the corporation to
 16 deposit its collections, manuscripts, books, pamphlets, and other historical
 17 material in the Smithsonian Institution or the National Museum on condi-
 18 tions and under regulations the Regents prescribe.

19 **§ 21307. Annual report**

20 The corporation shall submit an annual report to the Secretary of the
 21 Smithsonian Institution on the activities of the corporation and the condi-
 22 tion of historical study in America. The Secretary shall submit to Congress
 23 any part of the report the Secretary decides is appropriate.

24 **CHAPTER 215—AMERICAN HOSPITAL OF PARIS**

Sec.

21501. Organization.

21502. Purpose.

21503. Governing body.

21504. Acquisition and management of property.

21505. Charges for medical services.

21506. Principal office.

21507. Nonapplication of audit requirements.

25 **§ 21501. Organization**

26 (a) FEDERAL CHARTER.—American Hospital of Paris (in this chapter,
 27 the “corporation”) is a federally chartered corporation.

28 (b) PLACE OF INCORPORATION.—The corporation is declared to be incor-
 29 porated in the District of Columbia.

30 (c) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
 31 tion has perpetual existence.

32 **§ 21502. Purpose**

33 The purpose of the corporation is to maintain a hospital in the vicinity
 34 of Paris, France, to provide medical and surgical care to citizens of the
 35 United States.

1 **§ 21503. Governing body**

2 (a) GENERAL.—(1) The board of governors is the governing body of the
3 corporation.

4 (2) The board shall have at least 12 governors, divided into 3 classes of
5 equal numbers. One class of governors shall be elected each year for a term
6 of 3 years or until their successors are elected. The corporation shall elect
7 the governors at its annual meeting.

8 (b) QUORUM.—Five governors are a quorum for the transaction of busi-
9 ness, except that a majority vote of the board is required for—

10 (1) the sale or alienation of any real or personal estate of the cor-
11 poration; or

12 (2) the leasing of real estate of the corporation for a term of more
13 than one year.

14 (c) POWERS.—The board may—

15 (1) adopt and amend bylaws, as may be necessary and proper, relat-
16 ed to—

17 (A) elections and meetings;

18 (B) qualifications and duties of governors and officers;

19 (C) admission and qualifications of members; and

20 (D) management and disposition of the property, business, and
21 concerns of the corporation;

22 (2) conduct all business of the corporation;

23 (3) fill, until the next annual election, a vacancy on the board; and

24 (4) appoint attending and resident physicians and surgeons, agents,
25 assistants, and attendants as may be necessary, set their compensation,
26 and discharge them.

27 **§ 21504. Acquisition and management of property**

28 The corporation may acquire, own, lease, encumber, and transfer prop-
29 erty, in the United States and France, to carry out the purposes of the cor-
30 poration.

31 **§ 21505. Charges for medical services**

32 The corporation may charge a reasonable compensation for providing
33 medical and surgical services or may provide those services without charge.
34 Amounts received under this section shall be used to carry out the purposes
35 of the corporation.

36 **§ 21506. Principal office**

37 The principal office of the corporation shall be in the District of Colum-
38 bia. However, offices may be maintained and meetings of the board of gov-
39 ernors and committees may be held elsewhere.

1 **§ 21507. Nonapplication of audit requirements**

2 The audit requirements of section 10101 of this title do not apply to the
3 corporation.

4 **CHAPTER 217—THE AMERICAN LEGION**

Sec.

21701. Organization.

21702. Purposes.

21703. Membership.

21704. Powers.

21705. Exclusive right to name, emblems, and badges.

21706. Political activities.

21707. Service of process.

21708. Annual report.

5 **§ 21701. Organization**

6 (a) FEDERAL CHARTER.—The American Legion (in this chapter, the
7 “corporation”) is a federally chartered corporation.

8 (b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
9 tion has perpetual existence.

10 **§ 21702. Purposes**

11 The purposes of the corporation are—

12 (1) to uphold and defend the Constitution of the United States;

13 (2) to promote peace and good will among the peoples of the United
14 States and all the nations of the earth;

15 (3) to preserve the memories and incidents of the 2 World Wars and
16 the other great hostilities fought to uphold democracy;

17 (4) to cement the ties and comradeship born of service; and

18 (5) to consecrate the efforts of its members to mutual helpfulness
19 and service to their country.

20 **§ 21703. Membership**

21 An individual is eligible for membership in the corporation only if the in-
22 dividual—

23 (1) has served in the armed forces of—

24 (A) the United States at any time during any period from—

25 (i) April 6, 1917, through November 11, 1918;

26 (ii) December 7, 1941, through December 31, 1946;

27 (iii) June 25, 1950, through January 31, 1955;

28 (iv) December 22, 1961, through May 7, 1975;

29 (v) August 24, 1982, through July 31, 1984;

30 (vi) December 20, 1989, through January 31, 1990; or

31 (vii) August 2, 1990, through the date of cessation of hos-
32 tilities, as decided by the United States Government; or

33 (B) a government associated with the United States during a
34 period referred to in subclause (A) of this clause and was a citizen
35 of the United States when the individual entered that service; and

(2) was honorably discharged or separated from that service or continues to serve honorably after that period.

§ 21704. Powers

The corporation may—

- (1) adopt a constitution, bylaws, and regulations to carry out the purposes of the corporation;
- (2) adopt and alter a corporate seal;
- (3) establish and maintain offices to conduct its activities;
- (4) establish State and territorial organizations and local chapter or post organizations;
- (5) acquire, own, lease, encumber, and transfer property as necessary to carry out the purposes of the corporation;
- (6) publish a magazine and other publications;
- (7) sue and be sued; and
- (8) do any other act necessary and proper to carry out the purposes of the corporation.

§ 21705. Exclusive right to name, emblems, and badges

The corporation and its State and local subdivisions have the exclusive right to use the name “The American Legion” or “American Legion”. The corporation has the exclusive right to use, manufacture, and control the right to manufacture, emblems and badges the corporation adopts.

§ 21706. Political activities

The corporation shall be nonpolitical and may not promote the candidacy of an individual seeking public office.

§ 21707. Service of process

As a condition to the exercise of any power or privilege granted by this chapter, the corporation shall file, with the secretary of state or other designated official of each State, the name and address of an agent in that State on whom legal process or demands against the corporation may be served.

§ 21708. Annual report

Not later than January 1 of each year, the corporation shall submit a report to Congress on the activities of the corporation during the prior calendar year. The report may not be printed as a public document.

CHAPTER 219—THE AMERICAN NATIONAL RED CROSS

Sec.

- 21901. Organization.
- 21902. Purposes.
- 21903. Membership and chapters.
- 21904. Board of governors.
- 21905. Powers.
- 21906. Emblem, badge, and brassard.
- 21907. Annual meeting.
- 21908. Buildings.

21909. Endowment fund.

21910. Annual report and audit.

1 **§ 21901. Organization**

2 (a) **FEDERAL CHARTER.**—The American National Red Cross (in this
3 chapter, the “corporation”) is a federally chartered corporation.

4 (b) **PLACE OF INCORPORATION.**—The corporation is declared to be incor-
5 porated in the District of Columbia.

6 (c) **PERPETUAL EXISTENCE.**—Except as otherwise provided, the corpora-
7 tion has perpetual existence.

8 **§ 21902. Purposes**

9 The purposes of the corporation are—

10 (1) to provide volunteer aid in time of war to the sick and wounded
11 of the armed forces of the United States, in accordance with the spirit
12 and conditions of the conference of Geneva of October, 1863, the trea-
13 ties of the Red Cross, or the treaties of Geneva, of August 22, 1864,
14 and July 27, 1929, to which the United States Government has agreed,
15 and any other treaty or convention similar in purpose to which the
16 Government has agreed;

17 (2) in carrying out the purposes described in clause (1) of this sec-
18 tion, to perform all the duties devolved on a national society by the gov-
19 ernment of each country that has agreed to any of those treaties or
20 conventions;

21 (3) to act in matters of voluntary relief and in accordance with the
22 military authorities as a medium of communication between the people
23 of the United States and the armed forces of the United States and
24 to act in those matters between similar national societies of govern-
25 ments of other countries through the “Comitee International de
26 Secours” and the Government, the people, and the armed forces of the
27 United States; and

28 (4) to carry out a system of national and international relief in time
29 of peace and use that system in mitigating the suffering caused by pes-
30 tilence, famine, fire, floods, and other great national calamities, and to
31 devise and carry out measures for preventing those calamities.

32 **§ 21903. Membership and chapters**

33 (a) **MEMBERSHIP.**—Membership in the corporation is open to all the peo-
34 ple of the United States and its territories and possessions, on payment of
35 an amount specified in the bylaws.

36 (b) **CHAPTERS.**—(1) The chapters of the corporation are the local units
37 of the corporation. The board of governors shall prescribe regulations relat-
38 ed to—

39 (A) granting charters to the chapters and revoking those charters;

40 (B) the territorial jurisdiction of the chapters;

(C) the relationship of the chapters to the corporation; and

(D) compliance by the chapters with the policies and regulations of the corporation.

(2) The regulations shall require that each chapter adhere to the democratic principles of election specified in the bylaws in electing the governing body of the chapter and selecting delegates to the national convention of the corporation.

§ 21904. Board of governors

(a) BOARD OF GOVERNORS.—(1) The board of governors is the governing body of the corporation with all powers of governing and managing the corporation. The board has 50 members. The governors shall be appointed or elected in the following manner:

(A) The President shall appoint 8 governors, one of whom the President shall designate to act as the principal officer of the corporation with the title and functions provided in the bylaws. The other governors appointed by the President shall be officials of departments, agencies, and instrumentalities of the United States Government, whose positions and interests qualify them to contribute to carrying out the programs and purposes of the corporation. At least one, but not more than 3, of those officials shall be selected from the armed forces.

(B) The chapters shall elect 30 governors at the national convention under procedures for nomination and election that ensure equitable representation of all chapters, with regard to geographical considerations and the size of the membership of the chapters and of the populations served by the chapters.

(C) The board shall elect 12 governors as members at large. Those governors shall be individuals who are representative of the national interests that the corporation serves, and with which it is desirable that the corporation have close association.

(2) One-third of the members elected to the board shall be elected at each national convention, and take office at that time or as soon as practicable after the convention.

(b) TERM OF OFFICE AND VACANCIES.—(1) The term of office of each governor is 3 years. However, the term of office of a governor appointed by the President (except the principal officer of the corporation) expires if, before the end of the 3-year term, the governor retires from the official position held at the time of appointment as a governor.

(2) The President shall fill as soon as practicable a vacancy in the office of the principal officer of the corporation or in the position of another governor appointed by the President. The board shall make a temporary appointment to fill a vacancy occurring in an elected position on the board.

1 An individual appointed by the board to fill a vacancy serves until the next
2 national convention.

3 (c) EXECUTIVE COMMITTEE.—The board may—

4 (1) appoint, from its own members, an executive committee of at
5 least 11 individuals to carry out the powers of the board when the
6 board is not in session; and

7 (2) appoint and remove, or provide for the appointment and removal
8 of, officers and employees of the corporation, except the principal offi-
9 cer of the corporation.

10 (d) VOTING BY PROXY.—Voting by proxy is not allowed at a meeting of
11 the board, at the national convention, or at a meeting of a chapter. How-
12 ever, the board may allow the election of governors by proxy at the national
13 convention if the board believes a national emergency makes attendance at
14 the national convention impossible.

15 **§ 21905. Powers**

16 The corporation may—

17 (1) adopt bylaws and regulations;

18 (2) adopt and alter a seal;

19 (3) acquire, own, lease, encumber, and transfer property to carry out
20 the purposes of the corporation;

21 (4) act in matters of relief under the treaties of Geneva, August 22,
22 1864, and July 27, 1929;

23 (5) sue and be sued in State or Federal courts within the jurisdiction
24 of the United States; and

25 (6) do any other act necessary to carry out this chapter and promote
26 the purposes of the corporation.

27 **§ 21906. Emblem, badge, and brassard**

28 (a) EMBLEM AND BADGE.—In carrying out its purposes under this chap-
29 ter, the corporation may have and use, as an emblem and badge, a Greek
30 red cross on a white ground, as described in the treaties of Geneva, August
31 22, 1864, and July 27, 1929, and adopted by the nations agreeing to those
32 treaties.

33 (b) DELIVERY OF BRASSARD.—In accordance with those treaties, the de-
34 livery of the brassard allowed for individuals neutralized in time of war shall
35 be left to military authority.

36 **§ 21907. Annual meeting**

37 The annual meeting of the corporation is the national convention of dele-
38 gates of the chapters. The national convention shall be held annually on a
39 date and at a place specified by the board of governors. In matters requiring
40 a vote at the national convention, each chapter is entitled to at least one
41 vote. The board shall determine on an equitable basis the number of votes

that each chapter is entitled to cast, taking into consideration the size of the membership of the chapters and of the populations served by the chapters. The board shall review the allocation of votes at least every 5 years.

§ 21908. Buildings

(a) OWNERSHIP.—The United States Government shall retain ownership of—

(1) the permanent building erected on square 172 in the District of Columbia for the use of the American National Red Cross in connection with its work in cooperation with the Government; and

(2) the memorial building to commemorate the services and sacrifices of the patriotic women of the United States, its territories and possessions, and the District of Columbia during World War I erected for the use of the American National Red Cross.

(b) MAINTENANCE AND EXPENSES.—Those buildings shall remain under the supervision of the Administrator of General Services. However, the corporation shall care for and maintain the buildings without expense to the Government.

§ 21909. Endowment fund

The endowment fund of the corporation shall be kept and invested under the management and control of a board of 9 trustees elected by the board of governors. The board of governors shall prescribe regulations on terms and tenure of office, accountability, and expenses of the board of trustees.

§ 21910. Annual report and audit

(a) SUBMISSION OF REPORT.—As soon as practicable after July 1 of each year, the corporation shall submit a report to the Secretary of Defense on the activities of the corporation during the fiscal year ending June 30, including a complete, itemized report of all receipts and expenditures.

(b) AUDITING OF REPORT AND SUBMISSION TO CONGRESS.—The Secretary shall audit the report and submit a copy of the audited report to Congress.

(c) PAYMENT OF AUDIT EXPENSES.—The corporation shall reimburse the Secretary each year for auditing its accounts. The amount paid shall be deposited in the Treasury of the United States as a miscellaneous receipt.

(d) NONAPPLICATION OF OTHER AUDIT REQUIREMENTS.—The audit requirements of section 10101 of this title do not apply to the corporation.

**CHAPTER 221—THE AMERICAN NATIONAL THEATER
AND ACADEMY**

Sec.

22101. Organization.

22102. Purposes.

22103. Powers.

22104. Exclusive right to name.

22105. Restrictions.

22106. Headquarters and meetings.

22107. Service of process.

22108. Annual report.

1 **§ 22101. Organization**

2 (a) FEDERAL CHARTER.—The American National Theater and Academy
3 (in this chapter, the “corporation”) is a federally chartered corporation.

4 (b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
5 tion has perpetual existence.

6 **§ 22102. Purposes**

7 The purposes of the corporation include—

8 (1) the presentation of theatrical productions of the highest type;

9 (2) the stimulation of public interest in the drama as an art belong-
10 ing both to the theater and to literature and to be enjoyed both on the
11 stage and in the study;

12 (3) the advancement of interest in the drama throughout the United
13 States by furthering the production of the best plays, interpreted by
14 the best actors at a minimum cost;

15 (4) the further development of the study of drama of the present and
16 past in our universities, colleges, schools, and elsewhere; and

17 (5) the sponsoring, encouraging, and developing of the art and tech-
18 nique of the theater through a school within the National Academy.

19 **§ 22103. Powers**

20 The corporation may—

21 (1) adopt a constitution, bylaws, and regulations;

22 (2) adopt and alter a corporate seal;

23 (3) establish and maintain offices and buildings to conduct its activi-
24 ties;

25 (4) establish State and territorial organizations and local branches;

26 (5) acquire, own, lease, encumber, and transfer property as necessary
27 to carry out the purposes of the corporation, subject to its constitution
28 and instructions of donors;

29 (6) sue and be sued; and

30 (7) do any other act necessary and proper to carry out the purposes
31 of the corporation.

32 **§ 22104. Exclusive right to name**

33 The corporation and its State and local branches and subdivisions have
34 the exclusive right to use the name “The American National Theater and
35 Academy”.

36 **§ 22105. Restrictions**

37 (a) PROFIT AND STOCK.—The corporation shall be nonprofit and may not
38 issue stock.

(b) **POLITICAL ACTIVITIES.**—The corporation shall be nonpolitical and nonsectarian, and may not promote the candidacy of an individual seeking public office.

(c) **HONORARY MEMBERS.**—The corporation may not have honorary members.

§ 22106. Headquarters and meetings

The corporation may have its headquarters and hold its meetings at places the corporation decides are best.

§ 22107. Service of process

As a condition to the exercise of any power or privilege granted by this chapter, the corporation shall file, with the secretary of state or other designated official of the District of Columbia or of each State, territory, or possession of the United States in which its headquarters, branches, or subdivisions are located, the name and address of an agent in that jurisdiction on whom legal process or demands against the corporation may be served.

§ 22108. Annual report

Not later than January 1 of each year, the corporation shall submit a report to Congress on the activities of the corporation during the prior calendar year, including a complete report of its receipts and expenditures. The report may not be printed as a public document.

CHAPTER 223—THE AMERICAN SOCIETY OF INTERNATIONAL LAW

Sec.

22301. Organization.

22302. Purposes.

22303. Governing body.

22304. Powers.

22305. Restrictions.

22306. Principal office.

22307. Records and inspection.

22308. Service of process.

22309. Liability for acts of officers and agents.

§ 22301. Organization

(a) **FEDERAL CHARTER.**—The American Society of International Law (in this chapter, the “corporation”) is a federally chartered corporation.

(b) **PERPETUAL EXISTENCE.**—Except as otherwise provided, the corporation has perpetual existence.

§ 22302. Purposes

The purposes of the corporation are—

(1) to foster the study of international law; and

(2) to promote the establishment and maintenance of international relations on the basis of law and justice.

§ 22303. Governing body

(a) **EXECUTIVE COUNCIL.**—(1) The executive council is the governing body of the corporation. However, the council is subject to the directions

1 of the corporation at its annual meetings and at any other meeting called
 2 under the constitution, bylaws, or regulations of the corporation.

3 (2) The council consists of a president, an honorary president, a number
 4 of vice presidents and honorary vice presidents as provided in the constitu-
 5 tion, a secretary, a treasurer, and at least 24 additional individuals.

6 (b) ELECTION AND TERMS.—The officers of the corporation and one-
 7 third of the other members of the council shall be elected at each annual
 8 meeting of the corporation. However, the constitution may authorize the
 9 council—

10 (1) to elect the secretary and the treasurer of the corporation for
 11 specified terms; and

12 (2) to fill vacancies until the next annual meeting.

13 **§ 22304. Powers**

14 The corporation may—

15 (1) adopt and amend a constitution, bylaws, and regulations for the
 16 management of its property and the regulation of its affairs;

17 (2) adopt and alter a corporate seal;

18 (3) choose officers, managers, and agents as the activities of the cor-
 19 poration require;

20 (4) make contracts;

21 (5) acquire, own, lease, encumber, and transfer property as necessary
 22 to carry out the purposes of the corporation;

23 (6) borrow money, issue instruments of indebtedness, and secure its
 24 obligations by granting security interests in its property;

25 (7) publish a journal and other publications;

26 (8) sue and be sued; and

27 (9) do any other act necessary and proper to carry out the purposes
 28 of the corporation.

29 **§ 22305. Restrictions**

30 (a) PROFIT.—The corporation may not operate for profit.

31 (b) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
 32 clare or pay a dividend.

33 (c) POLITICAL ACTIVITIES.—The corporation or an officer or member of
 34 the executive council as such may not contribute to, support, or assist a po-
 35 litical party or candidate for elective public office.

36 (d) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
 37 corporation may not inure to the benefit of, or be distributed to, a member
 38 of the corporation or an officer or member of the executive council, except
 39 on the dissolution or final liquidation of the corporation.

40 (e) LOANS.—The corporation may not make a loan or advance to an offi-
 41 cer or member of the executive council. Members of the council who vote

for or assent to making a loan or advance to an officer or member of the council, and officers who participate in making the loan or advance, are jointly and severally liable to the corporation for the amount of the loan or advance until it is repaid.

§ 22306. Principal office

The principal office of the corporation shall be in the District of Columbia. However, the activities of the corporation are not confined to the District of Columbia but may be conducted throughout the United States.

§ 22307. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its members, executive council, and committees; and

(3) at its principal office, a record of the names and addresses of its members entitled to vote.

(b) INSPECTION.—A member, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 22308. Service of process

The corporation shall have a designated agent in the District of Columbia to receive service of process for the corporation. Notice to or service on the agent, or mailed to the business address of the agent, is notice to or service on the corporation.

§ 22309. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

**CHAPTER 225—AMERICAN SYMPHONY ORCHESTRA
LEAGUE**

Sec.

22501. Organization.

22502. Purposes.

22503. Membership.

22504. Governing body.

22505. Powers.

22506. Exclusive right to name, insignia, emblems, and badges.

22507. Restrictions.

22508. Principal office.

22509. Records and inspection.

22510. Service of process.

22511. Liability for acts of officers and agents.

22512. Distribution of assets on dissolution or final liquidation.

§ 22501. Organization

(a) FEDERAL CHARTER.—American Symphony Orchestra League (in this chapter, the “corporation”) is a federally chartered corporation.

(b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

1 **§ 22502. Purposes**

2 The purposes of the corporation are—

- 3 (1) to serve as a coordinating, research, and educational agency and
 4 clearinghouse for symphony orchestras to help strengthen the work in
 5 their local communities;
 6 (2) to assist in the formation of new symphony orchestras;
 7 (3) to encourage and recognize the work of America’s musicians,
 8 conductors, and composers, through suitable means; and
 9 (4) to aid the expansion of the musical and cultural life of the Unit-
 10 ed States through suitable educational and service activities.

11 **§ 22503. Membership**

12 (a) ELIGIBILITY.—Except as provided in this chapter, eligibility for mem-
 13 bership in the corporation and the rights, privileges, and designation of
 14 classes of members are as provided in the constitution and bylaws of the
 15 corporation.

16 (b) VOTING.—Each member (except an honorary, sustaining, or associate
 17 member) has one vote on each matter submitted to a vote at a meeting of
 18 the members.

19 **§ 22504. Governing body**

20 (a) BOARD OF DIRECTORS.—(1) The board of directors is the governing
 21 body of the corporation. Between meetings of the members of the corpora-
 22 tion, the board is responsible for the general policies and program of the
 23 corporation and for the control of contributions raised by the corporation.

24 (2) The number of directors, their manner of selection (including the fill-
 25 ing of vacancies), and their term of office are as provided in the constitution
 26 and bylaws of the corporation.

27 (b) OFFICERS.—(1) The officers of the corporation are a president, one
 28 or more vice presidents as provided in the constitution and bylaws, a sec-
 29 retary, a treasurer, and one or more assistant secretaries and assistant
 30 treasurers as provided in the constitution and bylaws.

31 (2) The manner of election, term of office, and duties of the officers are
 32 as provided in the constitution and bylaws.

33 **§ 22505. Powers**

34 The corporation may—

- 35 (1) adopt and amend a constitution and bylaws for the management
 36 of its property and the regulation of its affairs;
 37 (2) adopt and alter a corporate seal;
 38 (3) choose officers, managers, agents, and employees as the activities
 39 of the corporation require;
 40 (4) make contracts;

- 1 (5) acquire, own, lease, encumber, and transfer property as necessary
 2 or convenient to carry out the purposes of the corporation;
 3 (6) borrow money, issue instruments of indebtedness, and secure its
 4 obligations by granting security interests in its property; and
 5 (7) sue and be sued.

6 **§ 22506. Exclusive right to name, insignia, emblems, and**
 7 **badges**

8 The corporation has the exclusive right to use the name “American Sym-
 9 phony Orchestra League” and distinctive insignia, emblems and badges, de-
 10 scriptive or designating marks, and words or phrases required to carry out
 11 the duties and powers of the corporation. This section does not affect any
 12 vested rights.

13 **§ 22507. Restrictions**

14 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
 15 clare or pay a dividend.

16 (b) POLITICAL ACTIVITIES.—The corporation or a director or officer as
 17 such may not contribute to, support, or assist a political party or candidate
 18 for public office.

19 (c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
 20 corporation may not inure to the benefit of, or be distributed to, a director,
 21 officer, or member as such during the life of the corporation or on its dis-
 22 solution or final liquidation. This subsection does not prevent the payment
 23 of compensation to an officer in an amount approved by the board of direc-
 24 tors.

25 (d) LOANS.—The corporation may not make a loan or advance to a direc-
 26 tor, officer, or employee. Directors who vote for or assent to making a loan
 27 or advance to a director, officer, or employee, and officers who participate
 28 in making the loan or advance, are jointly and severally liable to the cor-
 29 poration for the amount of the loan or advance until it is repaid.

30 **§ 22508. Principal office**

31 The principal office of the corporation shall be in Charleston, West Vir-
 32 ginia, or another place decided by the board of directors. However, the ac-
 33 tivities of the corporation are not confined to the place where the principal
 34 office is located but may be conducted throughout the States, territories,
 35 and possessions of the United States.

36 **§ 22509. Records and inspection**

37 (a) RECORDS.—The corporation shall keep—

- 38 (1) correct and complete records of account;
 39 (2) minutes of the proceedings of its members, board of directors,
 40 and committees; and

1 (3) at its principal office, a record of the names and addresses of
2 its members entitled to vote.

3 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
4 the member, may inspect the records of the corporation for any proper pur-
5 pose, at any reasonable time.

6 **§ 22510. Service of process**

7 The corporation shall have a designated agent in the District of Columbia
8 to receive service of process for the corporation. Notice to or service on the
9 agent, or mailed to the business address of the agent, is notice to or service
10 on the corporation.

11 **§ 22511. Liability for acts of officers and agents**

12 The corporation is liable for the acts of its officers and agents acting
13 within the scope of their authority.

14 **§ 22512. Distribution of assets on dissolution or final liq-**
15 **uidation**

16 On dissolution or final liquidation of the corporation, any assets remain-
17 ing after the discharge of all liabilities shall be distributed as provided by
18 the board of directors, but in compliance with the constitution and bylaws
19 of the corporation.

20 **CHAPTER 227—AMERICAN WAR MOTHERS**

Sec.

22701. Organization.

22702. Purposes.

22703. Membership.

22704. Powers.

22705. Exclusive right to name.

22706. Restrictions.

22707. Tax-exempt status.

22708. Meetings.

22709. Service of process.

22710. Annual report.

21 **§ 22701. Organization**

22 (a) FEDERAL CHARTER.—American War Mothers (in this chapter, the
23 “corporation”) is a federally chartered corporation.

24 (b) PLACE OF INCORPORATION.—The corporation is declared to be incor-
25 porated in the District of Columbia.

26 (c) PERIOD OF EXISTENCE.—The corporation may continue to exist until
27 there are no individuals who qualify for membership.

28 **§ 22702. Purposes**

29 The purposes of the corporation are—

30 (1) to keep alive and develop the spirit that promoted world service;

31 (2) to maintain the ties of fellowship born of that service and to as-
32 sist and further any patriotic work;

33 (3) to inculcate a sense of individual obligation to the community,
34 State, and Nation;

(4) to work for the welfare of the Army and Navy;

(5) to assist, in any way in their power, men and women who served and were wounded or incapacitated in World War I; and

(6) to foster and promote friendship and understanding between America and the Allies in World War I.

§ 22703. Membership

Eligibility for membership in the corporation is limited to women—

(1) who are citizens of the United States; and

(2) whose natural son or daughter, legally adopted son or daughter, or stepson or stepdaughter—

(A) served in the armed forces of the United States or its allies in World War I, World War II, the Korean conflict, or any subsequent war or conflict involving the United States; and

(B) was honorably discharged from that service or continues in the service.

§ 22704. Powers

The corporation may—

(1) adopt a constitution, bylaws, and regulations;

(2) adopt and alter a corporate seal;

(3) adopt emblems and badges;

(4) establish and maintain offices to conduct its activities;

(5) establish State, territorial, and local subdivisions;

(6) acquire, own, lease, encumber, and transfer property as necessary to carry out the purposes of the corporation, subject to section 22706(b) of this title;

(7) publish a magazine and other publications;

(8) sue and be sued; and

(9) do any other act necessary and proper to carry out its purposes.

§ 22705. Exclusive right to name

The corporation and its State, territorial, and local subdivisions have the exclusive right to use the name “American War Mothers”.

§ 22706. Restrictions

(a) GENERAL.—The corporation shall be nonprofit, nonpolitical, nonsectarian, and nonpartisan, and may not promote the candidacy of an individual seeking public office.

(b) OWNERSHIP AND USE OF PROPERTY.—The corporation may not accept, own, or hold, directly or indirectly, any property not reasonably necessary to carry out the purposes of the corporation.

§ 22707. Tax-exempt status

The personal property and funds of the corporation, whether principal or income, so long as held or used only to carry out the purposes of the cor-

poration, are exempt from taxation by the United States Government, the District of Columbia, and the territories and possessions of the United States.

§ 22708. Meetings

The corporation may hold its meetings at any place the corporation decides.

§ 22709. Service of process

As a condition to the exercise of any power or privilege granted by this chapter, the corporation shall file, with the secretary of state or other designated official of each State, the name and address of an agent in that State on whom legal process or demands against the corporation may be served.

§ 22710. Annual report

Not later than January 1 of each year, the corporation shall submit a report to Congress on the activities of the corporation during the prior calendar year. The report may not be printed as a public document.

CHAPTER 229—AMVETS (AMERICAN VETERANS OF WORLD WAR II, KOREA, AND VIETNAM)

Sec.

22901. Organization.

22902. Purposes.

22903. Membership.

22904. Governing body.

22905. Powers.

22906. Exclusive right to name, seals, emblems, and badges.

22907. Restrictions.

22908. Headquarters and principal place of business.

22909. Records and inspection.

22910. Service of process.

22911. Liability for acts of officials, representatives, and agents.

22912. Distribution of assets on dissolution or final liquidation.

§ 22901. Organization

(a) FEDERAL CHARTER.—AMVETS (American Veterans of World War II, Korea, and Vietnam) (in this chapter, the “corporation”) is a federally chartered corporation.

(b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

§ 22902. Purposes

The purposes of corporation are—

(1) to preserve for ourselves and our posterity the great and basic truths and enduring principles upon which this Nation was founded;

(2) to maintain a continuing interest in the welfare and rehabilitation of the disabled veterans of World War II, the Korean conflict, and the Vietnam era and to establish facilities for the assistance of all veterans and to represent them in their claims before the Department of Veterans Affairs and other organizations without charge;

(3) to dedicate ourselves to the service and best interests of the community, State, and Nation to the end that our country shall be and remain forever a whole, strong, and free Nation;

(4) to aid and encourage the abolition of prejudice, ignorance, and disease;

(5) to encourage universal exercise of the voting franchise to the end that there shall be elected and maintained in public office men and women who hold public office as a public trust administered in the best interests of all the people;

(6) to advocate the development and means by which all Americans may become enlightened and informed citizens and thus participate fully in the functions of our democracy;

(7) to encourage and support an international organization of all peace-loving nations to the end that not again shall any nation be permitted to breach their national peace;

(8) to continue to serve the best interests of our Nation in peace as in war;

(9) to develop to the utmost the human, mental, spiritual, and economical resources of our Nation;

(10) to perpetuate and preserve the friendships and comradeship born on the battle front and nurtured in the common experience of service to our Nation during time of war; and

(11) to honor the memory of those men and women who gave their lives that a free America and a free world might live by the creation of living memorials in the form of additional educational, cultural, and recreational facilities.

§ 22903. Membership

(a) ELIGIBILITY.—Except as provided in this chapter, eligibility for membership in the corporation and the rights and privileges of members are as provided in the constitution and bylaws of the corporation.

(b) VOTING.—Each member has one vote in the conduct of official business at the post level.

(c) NONDISCRIMINATION.—The terms of membership may not discriminate on the basis of race, color, religion, sex, or national origin.

§ 22904. Governing body

(a) DELEGATES TO NATIONAL CONVENTIONS.—Each post may elect delegates to national conventions of the corporation. The delegates each have one vote in the conduct of business of the convention to which they are elected.

(b) EXECUTIVE COMMITTEE.—The executive committee of the corporation consists of—

(1) one member elected to represent each department; and

(2) the officers of the corporation as ex officio members.

(c) OFFICERS.—(1) The officers of the corporation are a national commander, 7 national vice commanders, one of whom shall be a woman, a finance officer, an adjutant, a judge advocate, and a provost marshal.

(2) The officers shall be elected by the delegates at the annual national convention.

(d) NONDISCRIMINATION.—The requirements for holding office in the corporation may not discriminate on the basis of race, color, religion, sex, or national origin.

§ 22905. Powers

(a) GENERAL.—The corporation may—

(1) adopt bylaws and regulations for the management of its property and the regulation of its affairs;

(2) adopt seals, emblems, and badges;

(3) choose officers, representatives, and agents as necessary to carry out the purposes of the corporation;

(4) make contracts;

(5) establish State and regional organizations and local posts;

(6) acquire, own, lease, encumber, and transfer property as necessary to carry out the purposes of the corporation;

(7) borrow money, issue instruments of indebtedness, and secure its obligations by granting security interests in its property;

(8) publish a magazine, newspaper, and other publications consistent with the purposes of the corporation;

(9) sue and be sued; and

(10) do any other act necessary and proper to carry out the purposes of the corporation.

(b) POWERS GRANTED TO OTHER ORGANIZATIONS.—The provisions, privileges, and prerogatives granted before July 24, 1947, to other national veterans' organizations because of their incorporation by Congress are granted to the corporation.

§ 22906. Exclusive right to name, seals, emblems, and badges

The corporation and its State, regional, and local subdivisions have the exclusive right to use the name “AMVETS (American Veterans of World War II, Korea, and Vietnam)” and seals, emblems, and badges the corporation adopts.

§ 22907. Restrictions

(a) PROFIT.—The corporation shall operate as a not-for-profit corporation, exclusively for charitable, educational, patriotic, and civic improvement purposes.

(b) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(c) POLITICAL ACTIVITIES.—The corporation or an officer of the corporation or member of its executive committee as such may not contribute to, support, or assist a political party or candidate for elective public office. The corporation may not carry on propaganda.

(d) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member of the corporation, except on dissolution or final liquidation of the corporation.

(e) LOANS.—The corporation may not make a loan or advance to a director or officer. Directors who vote for or assent to making a loan or advance to a director or officer, and officers who participate in making the loan or advance, are jointly and severally liable to the corporation for the amount of the loan or advance until it is repaid.

§ 22908. Headquarters and principal place of business

The headquarters and principal place of business of the corporation shall be in the District of Columbia. However, the activities of the corporation are not confined to the District of Columbia but may be conducted throughout the States, territories, and possessions of the United States.

§ 22909. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its members, executive committee, and other committees; and

(3) at its registered or principal office, a record of the names and addresses of its members entitled to vote.

(b) INSPECTION.—A member, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 22910. Service of process

(a) DISTRICT OF COLUMBIA.—The corporation shall have a designated agent in the District of Columbia to receive service of process for the corporation. Notice to or service on the agent, or mailed to the business address of the agent, is notice to or service on the corporation.

(b) STATES.—As a condition to the exercise of any power or privilege granted by this chapter, the corporation shall file, with the secretary of state or other designated official of each State, the name and address of an agent in that State on whom legal process or demands against the corporation may be served.

§ 22911. Liability for acts of officials, representatives, and agents

The corporation is liable for the acts of its officials, representatives, and agents acting within the scope of their authority.

§ 22912. Distribution of assets on dissolution or final liquidation

On dissolution or final liquidation of the corporation, any assets remaining after the discharge or satisfactory provision for discharge of all liabilities shall be transferred to the Secretary of Veterans Affairs to be applied to the care and comfort of disabled veterans of World War II, the Korean conflict, and the Vietnam era.

CHAPTER 231—ARMY AND NAVY UNION OF THE UNITED STATES OF AMERICA

Sec.

- 23101. Definition.
- 23102. Organization.
- 23103. Purposes.
- 23104. Membership.
- 23105. Governing body.
- 23106. Powers.
- 23107. Restrictions.
- 23108. Duty to maintain corporate and tax-exempt status.
- 23109. Records and inspection.
- 23110. Service of process.
- 23111. Liability for acts of officers and agents.
- 23112. Annual report.

§ 23101. Definition

For purposes of this chapter, “State” includes the District of Columbia and the territories and possessions of the United States.

§ 23102. Organization

(a) **FEDERAL CHARTER.**—Army and Navy Union of the United States of America (in this chapter, the “corporation”), incorporated in Ohio, is a federally chartered corporation.

(b) **EXPIRATION OF CHARTER.**—If the corporation does not comply with any provision of this chapter, the charter granted by this chapter expires.

§ 23103. Purposes

The purposes of the corporation are as provided in its articles of incorporation and include—

(1) holding true allegiance to the United States Government and fidelity to its Constitution, laws, and institutions;

(2) serving our Nation under God in peace as well as in war by fostering the ideals of faith and patriotism, loyalty, justice, and liberty, by inculcating in the hearts of young and old, through precept and practice, the spirit of true Americanism, and by participating in civic activities for the good of our country and our community;

(3) uniting in fraternal fellowship those who have served, or are now serving, honorably in the armed forces of the United States;

(4) protecting and advancing their civic, social, and economic welfare;

(5) aiding them in sickness and distress;

(6) assisting in the burial and commemoration of their dead and providing help for their widows and orphans; and

(7) perpetuating the memory of patriotic deeds performed by the defenders of our country.

§ 23104. Membership

Eligibility for membership in the corporation and the rights and privileges of members are as provided in the bylaws.

§ 23105. Governing body

(a) BOARD OF DIRECTORS.—The board of directors and the responsibilities of the board are as provided in the articles of incorporation.

(b) OFFICERS.—The officers and the election of officers are as provided in the articles of incorporation.

§ 23106. Powers

The corporation has only the powers provided in its bylaws and articles of incorporation filed in each State in which it is incorporated.

§ 23107. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) POLITICAL ACTIVITIES.—The corporation or a director or officer as such may not contribute to, support, or participate in any political activity or in any manner attempt to influence legislation.

(c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member during the life of the charter granted by this chapter. This subsection does not prevent the payment of reasonable compensation to an officer or reimbursement for actual necessary expenses in amounts approved by the board of directors.

(d) LOANS.—The corporation may not make a loan to a director, officer, or employee.

(e) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORITY.—The corporation may not claim congressional approval or the authority of the United States Government for any of its activities.

§ 23108. Duty to maintain corporate and tax-exempt status

(a) CORPORATE STATUS.—The corporation shall maintain its status as a corporation incorporated under the laws of Ohio.

(b) TAX-EXEMPT STATUS.—The corporation shall maintain its status as an organization exempt from taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

§ 23109. Records and inspection

(a) RECORDS.—The corporation shall keep—

- (1) correct and complete records of account;
- (2) minutes of the proceedings of its members, board of directors, and committees; and
- (3) at its principal office, a record of the names and addresses of its members entitled to vote.

(b) INSPECTION.—A member entitled to vote, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 23110. Service of process

The corporation shall comply with the law on service of process of each State in which it is incorporated and each State in which it carries on activities.

§ 23111. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 23112. Annual report

The corporation shall submit an annual report to Congress on the activities of the corporation during the prior fiscal year. The report shall be submitted at the same time as the report of the audit required by section 10101 of this title. The report may not be printed as a public document.

CHAPTER 233—AVIATION HALL OF FAME

Sec.

23301. Organization.

23302. Purposes.

23303. Membership.

23304. Governing body.

23305. Powers.

23306. Restrictions.

23307. Principal office.

23308. Records and inspection.

23309. Statement required in audit report.

23310. Service of process.

23311. Liability for acts of officers and agents.

23312. Distribution of assets on dissolution or final liquidation.

§ 23301. Organization

(a) FEDERAL CHARTER.—Aviation Hall of Fame (in this chapter, the “corporation”) is a federally chartered corporation.

(b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

§ 23302. Purposes

The purposes of the corporation are—

(1) to receive and maintain one or more funds and to use any part of the principal and income only for charitable, scientific, literary, or educational purposes, either directly or by contributing to organizations authorized to carry on similar activities;

(2) to honor citizens, aviation leaders, pilots, teachers, scientists, engineers, inventors, governmental leaders, and other individuals who have helped to make this Nation great by their outstanding contributions to the establishment, development, advancement, or improvement of aviation in the United States;

(3) to perpetuate the memory of those individuals and record their contributions and achievements by the erection and maintenance of buildings and monuments as may be appropriate as a lasting memorial;

(4) to promote a better sense of appreciation of the origins and growth of aviation, especially in the United States, and the part aviation has played in changing the economic, social, and scientific aspects of our Nation;

(5) to establish and maintain a library and museum for the collection and preservation for posterity of the history of those honored by the organization, together with a documentation of their accomplishments and contributions to aviation, including items such as aviation pictures, paintings, books, papers, documents, scientific data, relics, mementos, artifacts, and other items related to that history;

(6) to cooperate with other recognized aviation organizations actively engaged and interested in similar projects; and

(7) to engage in any other activities appropriate to carry out the purposes of the corporation.

§ 23303. Membership

(a) ELIGIBILITY.—Except as provided in this chapter, eligibility for membership in the corporation and the rights, privileges, and designation of classes of members are as provided in the bylaws.

(b) VOTING.—Each member given voting rights by the bylaws has one vote on each matter submitted to a vote at a meeting of the voting members. The vote may be cast in the manner provided in the bylaws.

§ 23304. Governing body

(a) BOARD OF TRUSTEES.—(1) The board of trustees is the governing body of the corporation. Between meetings of the members of the corporation, the board is responsible for the general policies and program of the corporation and for the control of all funds of the corporation.

(2) The number of trustees, their manner of selection (including the filling of vacancies), and their term of office are as provided in the bylaws. However, the board shall have at least 18 members.

(3) The board may appoint committees. Each committee has the powers provided in the bylaws or by resolution of the board. The powers of a committee may include all the powers of the board.

(b) OFFICERS.—(1) The officers of the corporation are a president, one or more vice presidents as provided in the bylaws, a secretary, a treasurer, and other officers as provided in the bylaws.

(2) The manner of election, term of office, and duties of the officers are as provided in the bylaws.

(c)(1) BOARD OF NOMINATIONS.—The board of trustees shall appoint a board of nominations, consisting of at least 24 members, from members of the corporation not concurrently serving as members of the board of trustees. Those individuals serve for the term provided in the bylaws.

(2) The board of nominations shall nominate United States citizens or residents to be honored by the corporation and recommend those persons to the board of trustees for consideration as provided in the bylaws.

§ 23305. Powers

The corporation may—

(1) adopt and amend bylaws for the management of its property and the regulation of its affairs;

(2) adopt and alter a corporate seal;

(3) choose officers, trustees, managers, agents, and employees as the activities of the corporation require;

(4) make contracts;

(5) acquire, own, lease, encumber, and transfer property as necessary or convenient to carry out the purposes of the corporation;

(6) borrow money, issue instruments of indebtedness, and secure its obligations by granting security interests in its property; and

(7) sue and be sued.

§ 23306. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) POLITICAL ACTIVITIES.—The corporation or a trustee, officer, employee, member of the board of nominations, or member of the corporation as such may not contribute to, support, or assist a political party or candidate for public office.

(c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a trustee, officer, member of the board of nominations, or member of the corporation, as such, during the life of the corporation or on its dissolution or final liquidation. This subsection does not prevent the payment of reasonable com-

1 pensation to an officer or employee in an amount approved by the board
2 of trustees.

3 (d) LOANS.—The corporation may not make a loan or advance to a trust-
4 ee, officer, employee, member of the board of nominations, or member of
5 the corporation. Trustees who vote for or assent to making such a loan or
6 advance, and officers who participate in making the loan or advance, are
7 jointly and severally liable to the corporation for the amount of the loan or
8 advance until it is repaid.

9 (e) CONTRIBUTIONS TO CERTAIN ORGANIZATIONS.—None of the prin-
10 cipal or interest of a fund referred to in section 23302(1) of this title may
11 be contributed to an organization if—

12 (1) a substantial part of its activities is carrying on propaganda or
13 attempting to influence legislation; or

14 (2) any part of its net earnings benefits a private shareholder or in-
15 dividual.

16 **§ 23307. Principal office**

17 The principal office of the corporation shall be in Dayton, Ohio, or an-
18 other place decided by the board of trustees. However, the activities of the
19 corporation are not confined to the place where the principal office is lo-
20 cated but may be conducted throughout the States, territories, and posses-
21 sions of the United States.

22 **§ 23308. Records and inspection**

23 (a) RECORDS.—The corporation shall keep—

24 (1) correct and complete records of account;

25 (2) minutes of the proceedings of its members, board of trustees,
26 board of nominations, and committees; and

27 (3) at its principal office, a record of the names and addresses of
28 its members entitled to vote.

29 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
30 the member, may inspect the records of the corporation for any proper pur-
31 pose, at any reasonable time.

32 **§ 23309. Statement required in audit report**

33 The corporation shall include in the audit report statement required
34 under section 10101(b)(1)(B) of this title a schedule of all contracts requir-
35 ing payments greater than \$10,000 and all payments of compensation or
36 fees at a rate greater than \$10,000 a year.

37 **§ 23310. Service of process**

38 The corporation shall have a designated agent in the District of Columbia
39 to receive service of process for the corporation. Notice to or service on the
40 agent is notice to or service on the corporation.

1 **§ 23311. Liability for acts of officers and agents**

2 The corporation is liable for the acts of its officers and agents acting
3 within the scope of their authority.

4 **§ 23312. Distribution of assets on dissolution or final liq-**
5 **uidation**

6 On dissolution or final liquidation of the corporation, any assets remain-
7 ing after the discharge of all liabilities shall be distributed as provided by
8 the board of trustees, but consistent with the purposes of the corporation
9 and in compliance with the charter and bylaws.

10 **CHAPTER 301—BELLEAU WOOD MEMORIAL**
11 **ASSOCIATION**

Sec.

30101. Organization.

30102. Purposes.

30103. Governing body.

30104. Powers.

30105. Annual report.

12 **§ 30101. Organization**

13 (a) FEDERAL CHARTER.—Belleau Wood Memorial Association (in this
14 chapter, the “corporation”) is a federally chartered corporation.

15 (b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
16 tion has perpetual existence.

17 **§ 30102. Purposes**

18 The purposes of the corporation are—

19 (1) to acquire and maintain the whole or any part of Belleau Wood,

20 Department of Aisne, France, for memorial purposes;

21 (2) to erect buildings and monuments and establish institutions in

22 Belleau Wood that the corporation considers appropriate as a memorial

23 to the men of the American Expeditionary Forces who participated in

24 the Battle of Belleau Wood, France, and vicinity during World War I;

25 (3) to solicit and obtain members;

26 (4) to charge and collect membership dues, and to solicit and receive

27 contributions of money to carry out those purposes; and

28 (5) to care for and maintain the memorial.

29 **§ 30103. Governing body**

30 The corporation may choose a board of trustees consisting of at least 5
31 but not more than 15 individuals to carry out the powers and activities of
32 the corporation.

33 **§ 30104. Powers**

34 The corporation may—

35 (1) adopt and amend bylaws;

36 (2) adopt and alter a corporate seal;

37 (3) establish and maintain offices to conduct its activities;

(4) appoint officers and agents;

(5) acquire, own, lease, encumber, and transfer property as necessary or appropriate to carry out the purposes of the corporation, and especially the whole or any part of Belleau Wood, Department of Aisne, France, to the extent that it may be or become consistent with, or permitted by, the laws of the French Republic;

(6) sue and be sued; and

(7) do any other act necessary or appropriate to carry out the purposes of the corporation.

§ 30105. Annual report

Not later than December 1 of each year, the corporation shall submit a report to Congress on the activities of the corporation during the prior calendar year. The report may not be printed as a public document.

CHAPTER 303—BIG BROTHERS—BIG SISTERS OF AMERICA

Sec.

30301. Organization.

30302. Purposes.

30303. Membership.

30304. Governing body.

30305. Powers.

30306. Exclusive right to names, seals, emblems, and badges.

30307. Restrictions.

30308. Principal office.

30309. Records and inspection.

30310. Service of process.

30311. Liability for acts of officers and agents.

30312. Distribution of assets on dissolution or final liquidation.

§ 30301. Organization

(a) FEDERAL CHARTER.—Big Brothers—Big Sisters of America (in this chapter, the “corporation”) is a federally chartered corporation.

(b) PLACE OF INCORPORATION AND DOMICILE.—The corporation is declared to be incorporated and domiciled in the District of Columbia.

(c) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

§ 30302. Purposes

The purposes of the corporation are—

(1) to assist individuals throughout the United States in solving their social and economic problems and in their health and educational and character development;

(2) to promote the use, by other lay and professional agencies and workers, of the techniques of that assistance developed by the corporation; and

(3) to receive, invest, and disburse funds and hold property for the purposes of the corporation.

1 **§ 30303. Membership**

2 (a) ELIGIBILITY.—Except as provided in this chapter, eligibility for mem-
3 bership in the corporation and the rights, privileges, and designation of
4 classes of members are as provided in the constitution and bylaws of the
5 corporation.

6 (b) VOTING.—Each member has one vote on each matter submitted to
7 a vote at a meeting of the members.

8 **§ 30304. Governing body**

9 (a) BOARD OF DIRECTORS.—(1) The board of directors is the governing
10 body of the corporation. The powers, duties, and responsibilities of the
11 board are as provided in the constitution and bylaws of the corporation.

12 (2) The number of directors is as provided in the constitution. Their
13 manner of selection (including the filling of vacancies) and their term of of-
14 fice are as provided in the constitution and bylaws.

15 (b) OFFICERS.—(1) The officers of the corporation are a chairman of the
16 board of directors, a president, one or more vice presidents as provided in
17 the constitution and bylaws, a secretary, and a treasurer.

18 (2) The manner of election, term of office, and duties of the officers are
19 as provided in the constitution and bylaws.

20 **§ 30305. Powers**

21 The corporation may—

22 (1) adopt and amend a constitution and bylaws for the management
23 of its property and the regulation of its affairs;

24 (2) adopt and alter a corporate seal;

25 (3) choose officers, managers, agents, and employees as the activities
26 of the corporation require;

27 (4) make contracts;

28 (5) acquire, own, lease, encumber, and transfer property as necessary
29 or convenient to carry out the purposes of the corporation;

30 (6) borrow money, issue instruments of indebtedness, and secure its
31 obligations by granting security interests in its property; and

32 (7) sue and be sued.

33 **§ 30306. Exclusive right to names, seals, emblems, and**
34 **badges**

35 The corporation and its subordinate divisions have the exclusive right to
36 use the names “The Big Brothers of America, Big Sisters International, In-
37 corporated”, “Big Sisters of America”, “Big Brothers”, “Big Sisters”, “Big
38 Brothers—Big Sisters of America”, and “Big Sisters—Big Brothers”, and
39 to use and to allow others to use seals, emblems, and badges the corporation
40 adopts.

1 **§ 30307. Restrictions**

2 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
3 clare or pay a dividend.

4 (b) POLITICAL ACTIVITIES.—The corporation or a director or officer as
5 such may not contribute to, support, or assist a political party or candidate
6 for public office.

7 (c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
8 corporation may not inure to the benefit of, or be distributed to, a director,
9 officer, or member as such during the life of the corporation or on its dis-
10 solution or final liquidation. This subsection does not prevent the payment
11 of compensation to an officer in an amount approved by the board of direc-
12 tors.

13 (d) LOANS.—The corporation may not make a loan or advance to a direc-
14 tor, officer, or employee. Directors who vote for or assent to making a loan
15 or advance to a director, officer, or employee, and officers who participate
16 in making the loan or advance, are jointly and severally liable to the cor-
17 poration for the amount of the loan or advance until it is repaid.

18 **§ 30308. Principal office**

19 The principal office of the corporation shall be in Philadelphia, Penn-
20 sylvania, or another place decided by the board of directors. However, the
21 activities of the corporation are not confined to the place where the principal
22 office is located but may be conducted throughout the States, territories,
23 and possessions of the United States.

24 **§ 30309. Records and inspection**

25 (a) RECORDS.—The corporation shall keep—

26 (1) correct and complete records of account;

27 (2) minutes of the proceedings of its members, board of directors,
28 and committees; and

29 (3) at its principal office, a record of the names and addresses of
30 its members entitled to vote.

31 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
32 the member, may inspect the records of the corporation for any proper pur-
33 pose, at any reasonable time.

34 **§ 30310. Service of process**

35 The corporation shall have a designated agent in the District of Columbia
36 to receive service of process for the corporation. Notice to or service on the
37 agent, or mailed to the business address of the agent, is notice to or service
38 on the corporation.

39 **§ 30311. Liability for acts of officers and agents**

40 The corporation is liable for the acts of its officers and agents acting
41 within the scope of their authority.

§ 30312. Distribution of assets on dissolution or final liquidation

On dissolution or final liquidation of the corporation, any assets remaining after the discharge of all liabilities shall be distributed as provided by the board of directors, but in compliance with the constitution and bylaws of the corporation.

CHAPTER 305—BLINDED VETERANS ASSOCIATION

Sec.

30501. Organization.

30502. Purposes.

30503. Membership.

30504. Governing body.

30505. Powers.

30506. Exclusive right to name, seals, emblems, and badges.

30507. Restrictions.

30508. Principal office.

30509. Records and inspection.

30510. Service of process.

30511. Liability for acts of officers and agents.

30512. Distribution of assets on dissolution or final liquidation.

§ 30501. Organization

(a) FEDERAL CHARTER.—Blinded Veterans Association (in this chapter, the “corporation”) is a federally chartered corporation.

(b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

§ 30502. Purposes

The purposes of the corporation are—

(1) to operate as a not-for-profit corporation exclusively for charitable, educational, patriotic, and civic improvement purposes;

(2) to promote the welfare of blinded veterans so that, notwithstanding their disabilities, they may take their rightful place in the community and work with their fellow citizens toward the creation of a peaceful world;

(3) to preserve and strengthen a spirit of fellowship among blinded veterans so that they may give mutual aid and assistance to one another; and

(4) to maintain and extend the institutions of American freedom and to encourage loyalty to the Constitution and laws of the United States and of the States in which they reside.

§ 30503. Membership

(a) GENERAL MEMBERSHIP.—An individual who served in the armed forces of the United States and who, in the line of duty in that service, sustained a substantial impairment of sight or vision as defined by the bylaws of the corporation is eligible for general membership in the corporation.

(b) HONORARY AND ASSOCIATE MEMBERSHIP.—In addition to general membership, the corporation shall have special classes of honorary and asso-

ciate membership. Eligibility for, and the rights and obligations of, those special classes are as provided in the bylaws.

§ 30504. Governing body

(a) BOARD OF DIRECTORS.—(1) The number of directors of the corporation shall be at least 3 but not more than 15. The directors shall be divided into a specified number of classes. Each class shall hold office for a definite period of years as provided in the bylaws.

(2) A majority of the directors must be present at a meeting of directors to constitute a quorum. A majority vote of the directors present at a meeting at which there is a quorum is necessary for the transaction of business.

(3) A director may be removed at any time for just and proper cause by a majority vote of a quorum of directors present at a meeting called for that purpose.

(4) A vacancy in the office of director may be filled by a majority vote of a quorum of the remaining directors present at a meeting called for that purpose. A director elected to fill a vacancy serves until the next annual meeting of the corporation.

(b) OFFICERS.—The officers of the corporation and their manner of election, term of office, duties, and powers are as provided in the bylaws.

§ 30505. Powers

The corporation may—

(1) adopt and amend a constitution and bylaws for the management of its property and the regulation of its affairs;

(2) adopt and alter a corporate seal;

(3) choose officers, managers, and agents as the activities of the corporation require;

(4) charge and collect membership dues;

(5) make contracts;

(6) acquire, own, lease, encumber, and transfer property as necessary or convenient to carry out the purposes of the corporation;

(7) borrow money, issue instruments of indebtedness, and secure its obligations by granting security interests in its property;

(8) sue and be sued; and

(9) do any other act necessary and proper to carry out the purposes of the corporation.

§ 30506. Exclusive right to name, seals, emblems, and badges

The corporation and its authorized regional groups and other local subdivisions have the exclusive right to use the name “Blinded Veterans Association” and seals, emblems, and badges the corporation adopts.

1 **§ 30507. Restrictions**

2 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
3 clare or pay a dividend.

4 (b) POLITICAL ACTIVITIES.—The corporation or a director or officer as
5 such may not contribute to, support, or assist a political party or candidate
6 for elective public office.

7 (c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
8 corporation may not inure to the benefit of, or be distributed to, a director,
9 officer, or member as such during the life of the corporation or on its dis-
10 solution or final liquidation. This section does not prevent the payment of—

11 (1) bona fide expenses of officers of the corporation in amounts ap-
12 proved by the board of directors; or

13 (2) appropriate aid to blinded veterans or their widows or children
14 in carrying out the purposes of the corporation.

15 (d) LOANS.—The corporation may not make a loan to a director, officer,
16 or employee. Directors and officers who vote for or assent to making a loan
17 to a director, officer, or employee, and officers who participate in making
18 the loan, are jointly and severally liable to the corporation for the amount
19 of the loan until it is repaid.

20 (e) IMMUNITY FROM LIABILITY.—Members and private individuals are
21 not liable for the obligations of the corporation.

22 **§ 30508. Principal office**

23 The principal office of the corporation shall be in the District of Columbia
24 or another place decided by the board of directors. However, the activities
25 of the corporation are not confined to the place where the principal office
26 is located but may be conducted throughout the States, territories, and pos-
27 sessions of the United States.

28 **§ 30509. Records and inspection**

29 (a) RECORDS.—The corporation shall keep—

30 (1) correct and complete records of account;

31 (2) minutes of the proceedings of its members, board of directors,
32 and committees; and

33 (3) at its principal office, a record of the names and addresses of
34 its members, directors, and officers.

35 (b) INSPECTION.—A member, or an agent or attorney of the member,
36 may inspect the records of the corporation for any proper purpose, at any
37 reasonable time.

38 **§ 30510. Service of process**

39 The corporation shall have a designated agent in the District of Columbia
40 to receive service of process for the corporation. Notice to or service on the

agent, or mailed to the business address of the agent, is notice to or service on the corporation.

§ 30511. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 30512. Distribution of assets on dissolution or final liquidation

On dissolution or final liquidation of the corporation, any assets remaining after the discharge of all liabilities shall be transferred to the Secretary of Veterans Affairs to be applied to the care and comfort of blinded veterans.

CHAPTER 307—BLUE STAR MOTHERS OF AMERICA, INC.

Sec.

30701. Definition.

30702. Organization.

30703. Purposes.

30704. Membership.

30705. Governing body.

30706. Powers.

30707. Exclusive right to name, seals, emblems, and badges.

30708. Restrictions.

30709. Principal office.

30710. Records and inspection.

30711. Service of process.

30712. Liability for acts of officers and agents.

30713. Annual report.

30714. Distribution of assets on dissolution or final liquidation.

§ 30701. Definition

For purposes of this chapter, “armed forces” includes the United States Army, United States Navy, United States Marines, United States Air Force, United States Coast Guard, National Guard, United States Army Reserves, United States Navy Reserves, United States Marine Reserves, United States Air Force Reserves, United States Coast Guard Reserves, United States Naval Militia, merchant marines, and armed home guards who have served on active duty.

§ 30702. Organization

(a) FEDERAL CHARTER.—Blue Star Mothers of America, Inc. (in this chapter, the “corporation”), is a federally chartered corporation.

(b) PLACE OF INCORPORATION AND DOMICILE.—The corporation is declared to be incorporated and domiciled in the District of Columbia.

(c) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

§ 30703. Purposes

The purposes of the corporation are patriotic, educational, social, and for service, and include—

- 1 (1) perpetuating the Blue Star Mothers of America, Inc., and the
- 2 memory of all the men and women who have served our country as
- 3 members of the armed forces;
- 4 (2) maintaining true allegiance to the Government of the United
- 5 States;
- 6 (3) educating members of the corporation and others not to divulge
- 7 military, naval, or other Government information;
- 8 (4) assisting in veterans' ceremonies;
- 9 (5) attending patriotic rallies and meetings;
- 10 (6) fostering true democracy;
- 11 (7) caring for unsupported mothers who gave their sons to the serv-
- 12 ice of the nation;
- 13 (8) aiding in bringing about recognition of the need for permanent
- 14 civilian defense in each community and the need to be always alert
- 15 against invasion of un-American activities;
- 16 (9) upholding the American institutions of freedom, justice, and
- 17 equal rights; and
- 18 (10) defending the United States from all enemies.

19 **§ 30704. Membership**

20 An individual is eligible for membership in the corporation if—

- 21 (1) she is a mother, adoptive mother, or stepmother (who has given
- 22 a mother's care at least since the stepchild was age 13) of a son or
- 23 daughter who—
- 24 (A) is serving in the armed forces; or
- 25 (B) has served in, or has been honorably discharged from, the
- 26 armed forces in World War II or the Korean hostilities; and
- 27 (2) she is living in the United States.

28 **§ 30705. Governing body**

29 (a) NATIONAL CONVENTION.—(1) The national convention is the supreme

30 governing authority of the corporation.

31 (2) The national convention is composed of officers and elected represent-

32 atives from the States and other local subdivisions of the corporation as pro-

33 vided in the constitution and bylaws. However, the form of government of

34 the corporation must be representative of the membership at large and may

35 not permit concentration of control in a limited number of members or in

36 a self-perpetuating group not representative of the membership at large.

37 (3) The meetings of the national convention may be held in the District

38 of Columbia or any State, territory, or possession of the United States.

39 (b) OFFICERS.—The officers of the corporation and their manner of se-

40 lection, term of office, and duties are as provided in the constitution and

41 bylaws of the corporation.

1 **§ 30706. Powers**

2 The corporation may—

3 (1) adopt and amend a constitution and bylaws for the management
4 of its property and the regulation of its affairs;

5 (2) adopt and alter a corporate seal;

6 (3) choose officers, managers, employees, and agents as the activities
7 of the corporation require;

8 (4) make contracts;

9 (5) acquire, own, lease, encumber, and transfer property as necessary
10 or convenient to carry out the purposes of the corporation;

11 (6) borrow money, issue instruments of indebtedness, and secure its
12 obligations by granting security interests in its property;

13 (7) sue and be sued; and

14 (8) do any other act necessary and proper to carry out the purposes
15 of the corporation.

16 **§ 30707. Exclusive right to name, seals, emblems, and badges**

17 The corporation and its subordinate divisions have the exclusive right to
18 use the name “Blue Star Mothers of America, Inc.”. The corporation has
19 the exclusive right to use, and to allow others to use, seals, emblems, and
20 badges the corporation adopts.

21 **§ 30708. Restrictions**

22 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
23 clare or pay a dividend.

24 (b) POLITICAL ACTIVITIES.—The corporation or an officer or agent as
25 such may not contribute to a political party or candidate for public office.

26 (c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
27 corporation may not inure to the benefit of, or be distributed to, an officer
28 or member as such during the life of the corporation or on its dissolution
29 or final liquidation. This subsection does not prevent the payment of com-
30 pensation to an officer or reimbursement for actual necessary expenses in
31 amounts approved by the council of administration of the corporation.

32 (d) LOANS.—The corporation may not make a loan or advance to an offi-
33 cer or employee. Members of the council of administration who vote for or
34 assent to making a loan or advance to an officer or employee, and officers
35 who participate in making the loan or advance, are jointly and severally lia-
36 ble to the corporation for the amount of the loan or advance until it is re-
37 paid.

38 **§ 30709. Principal office**

39 The principal office of the corporation shall be in the District of Colum-
40 bia.

§ 30710. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account; and

(2) minutes of the proceedings of its national conventions and council of administration.

(b) INSPECTION.—A member, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 30711. Service of process

The corporation shall have a designated agent in the District of Columbia to receive service of process, notice, or demand for the corporation. Designation of the agent shall be filed in the office of the Mayor of the District of Columbia or another office designated by the Mayor. Notice to or service on the agent is notice to or service on the corporation.

§ 30712. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 30713. Annual report

Not later than March 1 of each year, the corporation shall submit a report to Congress on the activities of the corporation during the prior fiscal year. The report may consist of a report of the proceedings of the national convention. The report may not be printed as a public document.

§ 30714. Distribution of assets on dissolution or final liquidation

On dissolution or final liquidation of the corporation, any assets remaining after the discharge of all liabilities shall be distributed as provided by the national executive board, but in compliance with the constitution and bylaws of the corporation.

CHAPTER 309—BOARD FOR FUNDAMENTAL EDUCATION

Sec.

30901. Organization.

30902. Purpose.

30903. Membership.

30904. Governing body.

30905. Powers.

30906. Exclusive right to name, seals, emblems, and badges.

30907. Restrictions.

30908. Principal office.

30909. Records and inspection.

30910. Service of process.

30911. Liability for acts of officers and agents.

30912. Distribution of assets on dissolution or final liquidation.

§ 30901. Organization

(a) FEDERAL CHARTER.—Board for Fundamental Education (in this chapter, the “corporation”) is a federally chartered corporation.

(b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

§ 30902. Purpose

The purpose of the corporation is to foster the development of fundamental education through programs and projects such as—

(1) giving citizens (children, youth, and adults) an opportunity to acquire the understandings and skills necessary to relate the resources of the community to the needs and interests of the community;

(2) demonstrating programs of fundamental education and measuring results; and

(3) training men and women as leaders in fundamental education by providing internships and other experiences.

§ 30903. Membership

(a) ELIGIBILITY.—Except as provided in this chapter, eligibility for membership in the corporation and the rights and privileges of members are as provided in constitution and bylaws of the corporation.

(b) VOTING.—Each member has one vote in the conduct of official business of the corporation.

§ 30904. Governing body

(a) BOARD OF DIRECTORS.—The board of directors is the governing body of the corporation. The board shall consist of at least 15 directors elected annually by the members.

(b) OFFICERS.—The officers of the corporation are a chairman of the board, a president, one or more vice presidents, a secretary, a treasurer, and any assistant officers designated by the board. The officers have the powers and shall carry out the duties provided in the bylaws or prescribed by the board.

§ 30905. Powers

The corporation may—

(1) adopt and amend a constitution and bylaws for the management of its property and the regulation of its affairs;

(2) adopt and alter a corporate seal;

(3) choose officers, managers, agents, and employees as the activities of the corporation require;

(4) make contracts;

(5) acquire, own, lease, encumber, and transfer property as necessary to carry out the purposes of the corporation;

(6) borrow money, issue instruments of indebtedness, and secure its obligations by granting security interests in its property;

(7) use corporate funds to give prizes, awards, loans, scholarships, and grants to deserving students to carry out the purpose of the corporation;

(8) publish a magazine and other publications;

(9) sue and be sued; and

(10) do any other act necessary and proper to carry out the purpose of the corporation.

§ 30906. Exclusive right to name, seals, emblems, and badges

The corporation has the exclusive right to use the name “Board for Fundamental Education” and seals, emblems, and badges the corporation adopts.

§ 30907. Restrictions

(a) PROFIT.—The corporation may not engage in business for profit.

(b) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(c) POLITICAL ACTIVITIES.—The corporation or a director, officer, or member as such may not contribute to, support, or assist a political party or candidate for elective public office.

(d) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member except on dissolution or final liquidation of the corporation.

(e) LOANS.—The corporation may not make a loan to a director, officer, or employee. Directors who vote for or assent to making a loan to a director, officer, or employee, and officers who participate in making the loan, are jointly and severally liable to the corporation for the amount of the loan until it is repaid.

§ 30908. Principal office

The principal office of the corporation shall be in a place the board of directors decides is appropriate. However, the activities of the corporation may be conducted throughout the States, territories, and possessions of the United States.

§ 30909. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its members, board of directors, and committees; and

(3) a record of the names and addresses of its members entitled to vote.

(b) INSPECTION.—A member, or an agent or attorney of the member, may inspect the records of the corporation at any reasonable time.

1 **§ 30910. Service of process**

2 (a) DISTRICT OF COLUMBIA.—The corporation shall have a designated
3 agent in the District of Columbia to receive service of process for the cor-
4 poration. Designation of the agent shall be filed in the office of the clerk
5 of the United States District Court for the District of Columbia. Notice to
6 or service on the agent, or mailed to the business address of the agent, is
7 notice to or service on the corporation.

8 (b) STATES, TERRITORIES, AND POSSESSIONS.—As a condition to the ex-
9 ercise of any power or privilege granted by this chapter, the corporation
10 shall file, with the secretary of state or other designated official of each
11 State, territory, or possession of the United States in which the corporation
12 does business, the name and address of an agent in that State, territory,
13 or possession on whom legal process or demands against the corporation
14 may be served.

15 **§ 30911. Liability for acts of officers and agents**

16 The corporation is liable for the acts of its officers and agents acting
17 within the scope of their authority.

18 **§ 30912. Distribution of assets on dissolution or final liq-**
19 **uidation**

20 On dissolution or final liquidation of the corporation, any assets remain-
21 ing after the discharge of all liabilities shall be used by the board of direc-
22 tors for the purpose stated in section 30902 of this title or be transferred
23 to a recognized educational foundation.

24 **CHAPTER 311—BOY SCOUTS OF AMERICA**

Sec.

31101. Organization.

31102. Purposes.

31103. Governing body.

31104. Powers.

31105. Exclusive right to emblems, badges, marks, and words.

31106. Restrictions.

31107. Annual and special meetings.

31108. Annual report.

25 **§ 31101. Organization**

26 (a) FEDERAL CHARTER.—Boy Scouts of America (in this chapter, the
27 “corporation”) is a federally chartered corporation.

28 (b) PLACE OF INCORPORATION AND DOMICILE.—The corporation is de-
29 clared to be incorporated and domiciled in the District of Columbia.

30 (c) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
31 tion has perpetual existence.

32 **§ 31102. Purposes**

33 The purposes of the corporation are to promote, through organization,
34 and cooperation with other agencies, the ability of boys to do things for
35 themselves and others, to train them in scoutcraft, and to teach them patri-

otism, courage, self-reliance, and kindred virtues, using the methods that were in common use by boy scouts on June 15, 1916.

§ 31103. Governing body

(a) EXECUTIVE BOARD.—An executive board composed of citizens of the United States is the governing body of the corporation. The number, qualifications, and term of office of members of the board are as provided in the bylaws. A vacancy on the board shall be filled by a majority vote of the remaining members of the board.

(b) QUORUM.—The bylaws may prescribe the number of members of the board necessary for a quorum. That number may be less than a majority of the entire board.

(c) COMMITTEES.—(1) The board, by resolution passed by a majority of the entire board, may designate 3 or more members of the board as an executive or governing committee. A majority of the committee is a quorum. The committee, to the extent provided in the resolution or bylaws, may—

(A) exercise the powers of the executive board in managing the activities of the corporation; and

(B) authorize the seal of the corporation to be affixed to papers that may require it.

(2) The board, by majority vote of the entire board, may appoint other standing committees. The standing committees may exercise powers as provided in the bylaws.

§ 31104. Powers

(a) GENERAL.—The corporation may—

(1) adopt and amend bylaws and regulations, including regulations for the election of associates and successors;

(2) adopt and alter a corporate seal;

(3) have offices and conduct its activities in the District of Columbia and the States, territories, and possessions of the United States;

(4) acquire and own property as necessary to carry out the purposes of the corporation;

(5) sue and be sued within the jurisdiction of the United States; and

(6) do any other act necessary to carry out this chapter and promote the purpose of the corporation.

(b) LIMITATIONS ON EXERCISING CERTAIN POWERS.—(1) The corporation may execute mortgages and liens on the property of the corporation only if approved by a two-thirds vote of the entire executive board at a meeting called for that purpose.

(2) The corporation may dispose in any manner of the whole property of the corporation only with the written consent and affirmative vote of a majority of the members of the corporation.

§31105. Exclusive right to emblems, badges, marks, and words

The corporation has the exclusive right to use emblems, badges, descriptive or designating marks, and words or phrases the corporation adopts. This section does not affect any vested rights.

§31106. Restrictions

(a) PROFIT.—The corporation may not operate for pecuniary profit to its members.

(b) STOCKS AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

§31107. Annual and special meetings

(a) ANNUAL MEETINGS.—The corporation shall hold an annual meeting at a time and place as provided in the bylaws. At the meeting, the annual reports of the officers and executive board shall be presented, and members of the board shall be elected for the next year.

(b) SPECIAL MEETINGS.—Special meetings of the corporation may be called on notice as provided in the bylaws.

(c) QUORUM.—The number of members necessary for a quorum at an annual or special meeting shall be prescribed in the bylaws.

(d) LOCATIONS.—The members and the executive board may hold meetings and keep the seal and records of the corporation in or outside the District of Columbia.

§31108. Annual report

Not later than April 1 of each year, the corporation shall submit a report to Congress on the activities of the corporation during the prior calendar year.

CHAPTER 313—BOYS & GIRLS CLUBS OF AMERICA

Sec.

31301. Organization.

31302. Purposes.

31303. Membership.

31304. Governing body.

31305. Powers.

31306. Restrictions.

31307. Principal office.

31308. Records and inspection.

31309. Service of process.

31310. Liability for acts of officers and agents.

31311. Distribution of assets on dissolution or final liquidation.

§31301. Organization

(a) FEDERAL CHARTER.—Boys & Girls Clubs of America (in this chapter, the “corporation”) is a federally chartered corporation.

(b) PLACE OF INCORPORATION AND DOMICILE.—The corporation is declared to be incorporated and domiciled in the District of Columbia.

(c) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

§ 31302. Purposes

The purposes of the corporation are—

- (1) to promote the health, social, educational, vocational, and character development of youth throughout the United States; and
- (2) to receive, invest, and disburse funds and to hold property for the purposes of the corporation.

§ 31303. Membership

(a) ELIGIBILITY.—Except as provided in this chapter, eligibility for membership in the corporation and the rights, privileges, and designation of classes of members are as provided in the constitution and bylaws of the corporation.

(b) VOTING.—Each member has one vote on each matter submitted to a vote at a meeting of the members.

(c) BENEFITS OF MEMBER ORGANIZATIONS.—Each organization that is a member of the corporation as provided in the constitution of the corporation is entitled to all the benefits of incorporation under this chapter. Those benefits cease immediately on termination of membership, whether by—

- (1) resignation from the corporation; or
- (2) termination of its membership by the board of directors of the corporation as provided in the constitution.

§ 31304. Governing body

(a) BOARD OF DIRECTORS.—(1) The board of directors is the governing body of the corporation. The powers, duties, and responsibilities of the board are as provided in the constitution and bylaws of the corporation.

(2) The number of directors is as provided in the constitution of the corporation. Their manner of selection (including the filling of vacancies) and their term of office are as provided in the constitution and bylaws.

(b) OFFICERS.—(1) The officers of the corporation are a chairman of the board of directors, a president, one or more vice presidents as provided in the constitution and bylaws, a secretary, a treasurer, and one or more assistant secretaries and assistant treasurers as provided in the constitution and bylaws.

(2) The manner of election, term of office, and duties of the officers are as provided in the constitution and bylaws.

§ 31305. Powers

The corporation may—

- (1) adopt and amend a constitution and bylaws for the management of its property and the regulation of its affairs;
- (2) adopt and alter a corporate seal;

(3) choose officers, managers, agents, and employees as the activities of the corporation require;

(4) make contracts;

(5) acquire, own, lease, encumber, and transfer property as necessary or convenient to carry out the purposes of the corporation;

(6) borrow money, issue instruments of indebtedness, and secure its obligations by granting security interests in its property; and

(7) sue and be sued.

§ 31306. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) POLITICAL ACTIVITIES.—The corporation or a director or officer as such may not contribute to, support, or assist a political party or candidate for public office.

(c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member as such during the life of the corporation or on its dissolution or final liquidation. This subsection does not prevent the payment of compensation to an officer in an amount approved by the board of directors.

(d) LOANS.—The corporation may not make a loan or advance to a director, officer, or employee. Directors who vote for or assent to making a loan or advance to a director, officer, or employee, and officers who participate in making the loan or advance, are jointly and severally liable to the corporation for the amount of the loan or advance until it is repaid.

§ 31307. Principal office

The principal office of the corporation shall be in New York, New York, or another place decided by the board of directors. However, the activities of the corporation are not confined to the place where the principal office is located but may be conducted throughout the States, territories, and possessions of the United States.

§ 31308. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its members, board of directors, and committees; and

(3) at its principal office, a record of the names and addresses of its members entitled to vote.

(b) INSPECTION.—A member entitled to vote, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 31309. Service of process

The corporation shall have a designated agent in the District of Columbia to receive service of process for the corporation. Notice to or service on the agent, or mailed to the business address of the agent, is notice to or service on the corporation.

§ 31310. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 31311. Distribution of assets on dissolution or final liquidation

On dissolution or final liquidation of the corporation, any assets remaining after the discharge of all liabilities shall be distributed as provided by the board of directors, but in compliance with the constitution and bylaws of the corporation.

**CHAPTER 401—CATHOLIC WAR VETERANS OF THE
UNITED STATES OF AMERICA, INCORPORATED**

Sec.

- 40101. Definition.
- 40102. Organization.
- 40103. Purposes.
- 40104. Membership.
- 40105. Governing body.
- 40106. Powers.
- 40107. Restrictions.
- 40108. Duty to maintain tax-exempt status.
- 40109. Records and inspection.
- 40110. Service of process.
- 40111. Liability for acts of officers and agents.
- 40112. Annual report.

§ 40101. Definition

For purposes of this chapter, “State” includes the District of Columbia and the territories and possessions of the United States.

§ 40102. Organization

(a) FEDERAL CHARTER.—Catholic War Veterans of the United States of America, Incorporated (in this chapter, the “corporation”), incorporated in New York, is a federally chartered corporation.

(b) EXPIRATION OF CHARTER.—If the corporation does not comply with any provision of this chapter, the charter granted by this chapter expires.

§ 40103. Purposes

The purposes of the corporation are as provided in the articles of incorporation and include a continuing commitment, on a national basis, to—

(1) preserve, protect, and defend the Constitution of the United States and the laws of the States;

(2) commemorate the wars, campaigns, and military actions of the United States to reflect profound respect, high honor, and great tribute on the glorious dead and the surviving veterans of those wars, cam-

paings, and actions and to give all Americans a greater understanding of and appreciation for the sacrifices of those who participated in them for all Americans;

(3) stimulate to the highest degree possible the interests of the entire Nation in the problems of veterans, their widows, and orphans;

(4) cooperate to the fullest extent and in a harmonious manner with all veterans' organizations in common projects designed to serve the interests of all veterans of all wars in which the United States has participated;

(5) collate, preserve, and encourage the study of historical episodes, chronicles, mementos, and events pertaining to the wars, campaigns, and military actions of the United States;

(6) inculcate an enduring love of country, a deep and abiding sense of patriotism, and a profound commitment to Americanism among all the people of the United States;

(7) encourage, among the youth of our Nation, respect for our national flag, our anthem, and the traditions of America;

(8) preserve the freedoms of all the people, national peace, prosperity, tranquility, good will, the permanence of free institutions, and the defense of the United States;

(9) foster the association of veterans of the Catholic faith who have served in the armed forces of the United States;

(10) encourage morality in government, labor, management, economic, social, fraternal, and all other phases of American life;

(11) promote the realization that the family is the basic unit of society;

(12) increase our love, honor, and service to God and to our fellow man without regard to race, creed, color, or national origin; and

(13) function as a veterans' and patriotic organization as authorized by the laws of the each State in which it is incorporated.

§ 40104. Membership

Eligibility for membership in the corporation and the rights and privileges of members are as provided in the bylaws.

§ 40105. Governing body

(a) BOARD OF DIRECTORS.—The board of directors and the responsibilities of the board are as provided in the articles of incorporation.

(b) OFFICERS.—The officers and the election of officers are as provided in the articles of incorporation.

§ 40106. Powers

The corporation has only the powers provided in its bylaws and articles of incorporation filed in each State in which it is incorporated.

1 **§ 40107. Restrictions**

2 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
3 clare or pay a dividend.

4 (b) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
5 corporation may not inure to the benefit of, or be distributed to, a director,
6 officer, or member during the life of the charter granted by this chap-
7 ter. This subsection does not prevent the payment of reasonable compensa-
8 tion to an officer or employee in an amount approved by the board of direc-
9 tors.

10 (c) LOANS.—The corporation may not make a loan to a director, officer,
11 or employee.

12 (d) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORIZATION.—The
13 corporation may not claim congressional approval or the authority of the
14 United States Government for any of its activities.

15 **§ 40108. Duty to maintain tax-exempt status**

16 The corporation shall maintain its status as an organization exempt from
17 taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

18 **§ 40109. Records and inspection**

19 (a) RECORDS.—The corporation shall keep—

20 (1) correct and complete records of account;

21 (2) minutes of the proceedings of its members, board of directors,
22 and committees; and

23 (3) at its principal office, a record of the names and addresses of
24 its members entitled to vote.

25 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
26 the member, may inspect the records of the corporation for any proper pur-
27 pose, at any reasonable time.

28 **§ 40110. Service of process**

29 The corporation shall comply with the law on service of process of each
30 State in which it is incorporated and each State in which it carries on ac-
31 tivities.

32 **§ 40111. Liability for acts of officers and agents**

33 The corporation is liable for the acts of its officers and agents acting
34 within the scope of their authority.

35 **§ 40112. Annual report**

36 The corporation shall submit an annual report to Congress on the activi-
37 ties of the corporation during the prior fiscal year. The report shall be sub-
38 mitted at the same time as the report of the audit required by section
39 10101 of this title. The report may not be printed as a public document.

40 **CHAPTER 403—CIVIL AIR PATROL**

Sec.
40301. Organization.

- 40302. Purposes.
- 40303. Membership.
- 40304. Powers.
- 40305. Restrictions.
- 40306. Exclusive right to name, insignia, copyrights, emblems, badges, marks, and words.
- 40307. Annual report.

§ 40301. Organization

(a) FEDERAL CHARTER.—Civil Air Patrol (in this chapter, the “corporation”) is a federally chartered corporation.

(b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

§ 40302. Purposes

The purposes of the corporation are to—

(1) provide an organization to—

(A) encourage and aid citizens of the United States in contributing their efforts, services, and resources in developing aviation and in maintaining air supremacy; and

(B) encourage and develop by example the voluntary contribution of private citizens to the public welfare;

(2) provide aviation education and training especially to its senior and cadet members;

(3) encourage and foster civil aviation in local communities; and

(4) provide an organization of private citizens with adequate facilities to assist in meeting local and national emergencies.

§ 40303. Membership

Eligibility for membership in the corporation and the rights and privileges of members are as provided in the constitution and bylaws of the corporation.

§ 40304. Powers

The corporation may—

(1) adopt and amend a constitution, bylaws, and regulations;

(2) adopt and alter a corporate seal;

(3) establish and maintain offices in the District of Columbia and the States, territories, and possessions of the United States to conduct its affairs;

(4) acquire, own, lease, encumber, and transfer property as necessary to carry out the purposes of the corporation;

(5) sue and be sued; and

(6) do any other act necessary and proper to carry out the purposes of the corporation.

§ 40305. Restrictions

The corporation may not engage in business for profit or issue stock.

§ 40306. Exclusive right to name, insignia, copyrights, emblems, badges, marks, and words

The corporation has the exclusive right to use the name “Civil Air Patrol” and all insignia, copyrights, emblems, badges, descriptive or designating marks, words, and phrases the corporation adopts. This section does not affect any vested rights.

§ 40307. Annual report

The corporation shall submit an annual report to Congress on the activities of the corporation during the prior fiscal year.

**CHAPTER 405—CONGRESSIONAL MEDAL OF HONOR
SOCIETY OF THE UNITED STATES OF AMERICA**

Sec.

40501. Organization.

40502. Purposes.

40503. Membership.

40504. Governing body.

40505. Powers.

40506. Restrictions.

40507. Principal office.

40508. Records and inspection.

40509. Service of process.

40510. Liability.

40511. Distribution of assets on dissolution or final liquidation.

§ 40501. Organization

(a) FEDERAL CHARTER.—Congressional Medal of Honor Society of the United States of America (in this chapter, the “corporation”) is a federally chartered corporation.

(b) PLACE OF INCORPORATION AND DOMICILE.—The corporation is declared to be incorporated and domiciled in the District of Columbia.

(c) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

§ 40502. Purposes

The purposes of the corporation are—

(1) to form a bond of friendship and comradeship among all holders of the Congressional Medal of Honor;

(2) to protect, uphold, and preserve the dignity and honor of the medal at all times and on all occasions;

(3) to protect the name of the medal and individual holders of the medal from exploitation;

(4) to provide appropriate aid to all persons to whom the medal has been awarded, their widows, or their children;

(5) to serve our country in peace as in war;

(6) to inspire and stimulate our youth to become worthy citizens of our country; and

(7) to foster and perpetuate Americanism.

1 **§ 40503. Membership**

2 (a) ELIGIBILITY.—An individual who has been awarded the Congressional
3 Medal of Honor is eligible for membership in the corporation. An honorary
4 membership may not be granted.

5 (b) VOTING.—Each member has one vote on each matter submitted to
6 a vote at a meeting of the members. The vote may be cast in person or
7 by proxy.

8 **§ 40504. Governing body**

9 (a) BOARD OF DIRECTORS.—(1) The board of directors is the governing
10 body of the corporation. The board may exercise, or provide for the exercise
11 of, the powers of the corporation.

12 (2) The number of directors, their manner of election (including the fill-
13 ing of vacancies), and their term of office are as provided in the bylaws.
14 However, the board shall have at least 9 directors.

15 (3) The board shall meet at least annually. Each director has one vote
16 on matters decided by the board.

17 (4) The president of the corporation is the chairman of the board.

18 (b) OFFICERS.—(1) The officers of the corporation are a president, an
19 executive vice president, a secretary, a treasurer, and 6 regional vice presi-
20 dents as provided in the bylaws. The offices of secretary and treasurer may
21 be combined and held by the same individual, but an individual holding
22 those combined offices has only one vote as a director.

23 (2) The manner of election, term of office, duties, and powers of the offi-
24 cers are as provided in the bylaws.

25 **§ 40505. Powers**

26 The corporation may—

27 (1) adopt and amend a constitution and bylaws for the management
28 of its property and the regulation of its affairs;

29 (2) adopt and alter a corporate seal;

30 (3) choose officers, managers, and agents as the activities of the cor-
31 poration require;

32 (4) charge and collect membership dues;

33 (5) make contracts;

34 (6) acquire, own, lease, encumber, and transfer property as necessary
35 or convenient to carry out the purposes of the corporation;

36 (7) borrow money, issue instruments of indebtedness, and secure its
37 obligations by granting security interests in its property;

38 (8) sue and be sued; and

39 (9) do any other act necessary and proper to carry out the purposes
40 of the corporation.

1 **§ 40506. Restrictions**

2 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
3 clare or pay a dividend.

4 (b) POLITICAL ACTIVITIES.—The corporation or a director or officer as
5 such may not contribute to, support, or participate in any political activity
6 or in any manner attempt to influence legislation.

7 (c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
8 corporation may not inure to the benefit of, or be distributed to, a director,
9 officer, or member as such during the life of the corporation or on its dis-
10 solution or final liquidation. This subsection does not prevent the payment
11 of—

12 (1) expenses of officers of the corporation in amounts approved by
13 the board of directors; or

14 (2) appropriate aid to individuals to whom the Congressional Medal
15 of Honor has been awarded, their widows, or their children, to carry
16 out the purposes of the corporation.

17 (d) LOANS.—The corporation may not make a loan to a director, officer,
18 or employee. Directors and officers who vote for or assent to making a loan
19 to a director, officer, or employee, and officers who participate in making
20 the loan, are jointly and severally liable to the corporation for the amount
21 of the loan until it is repaid.

22 **§ 40507. Principal office**

23 The principal office of the corporation shall be in the District of Columbia
24 or another place decided by the board of directors. However, the activities
25 of the corporation are not confined to the place where the principal office
26 is located but may be conducted throughout the States, territories, and pos-
27 sessions of the United States.

28 **§ 40508. Records and inspection**

29 (a) RECORDS.—The corporation shall keep—

30 (1) correct and complete records of account;

31 (2) minutes of the proceedings of its members, board of directors,
32 and committees; and

33 (3) at its principal office, a record of the names and addresses of
34 its members entitled to vote.

35 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
36 the member, may inspect the records of the corporation for any proper pur-
37 pose, at any reasonable time.

38 **§ 40509. Service of process**

39 The corporation shall have a designated agent in the District of Columbia
40 to receive service of process for the corporation. Notice to or service on the

agent, or mailed to the business address of the agent, is notice to or service on the corporation.

§ 40510. Liability

(a) **LIABILITY OF CORPORATION.**—The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

(b) **IMMUNITY OF INDIVIDUALS.**—A member or private individual is not liable for the obligations of the corporation.

§ 40511. Distribution of assets on dissolution or final liquidation

On dissolution or final liquidation of the corporation, any assets remaining after the discharge of all liabilities shall be distributed as provided by the board of directors, but in compliance with the bylaws.

CHAPTER 407—CORPORATION FOR THE PROMOTION OF RIFLE PRACTICE AND FIREARMS SAFETY

SUBCHAPTER I—CORPORATION

Sec.

- 40701. Organization.
- 40702. Governing body.
- 40703. Powers.
- 40704. Restrictions.
- 40705. Duty to maintain tax-exempt status.
- 40706. Distribution of assets on dissolution.
- 40707. Nonapplication of audit requirements.

SUBCHAPTER II—CIVILIAN MARKSMANSHIP PROGRAM

- 40721. Responsibility of corporation.
- 40722. Functions.
- 40723. Eligibility for participation.
- 40724. Priority of youth participation.
- 40725. National Matches and small-arms firing school.
- 40726. Allowances for junior competitors.
- 40727. Army support.
- 40728. Transfer of firearms, ammunition, and parts.
- 40729. Reservation of firearms, ammunition, and parts.
- 40730. Surplus property.
- 40731. Issuance or loan of firearms and supplies.
- 40732. Sale of firearms and supplies.
- 40733. Applicability of other law.

SUBCHAPTER I—CORPORATION

§ 40701. Organization

(a) **FEDERAL CHARTER.**—Corporation for the Promotion of Rifle Practice and Firearms Safety (in this chapter, the “corporation”) is a federally chartered corporation.

(b) **NON-GOVERNMENTAL STATUS.**—The corporation is a private corporation, not a department, agency, or instrumentality of the United States Government. An officer or employee of the corporation is not an officer or employee of the Government.

§ 40702. Governing body

(a) **BOARD OF DIRECTORS.**—(1) The board of directors is the governing body of the corporation. The board of directors may adopt bylaws, policies,

and procedures for the corporation and may take any other action that it considers necessary for the management and operation of the corporation.

(2) The board shall have at least 9 directors.

(3) The term of office of a director is 2 years. A director may be re-appointed.

(4) A vacancy on the board of directors shall be filled by a majority vote of the remaining directors.

(b) DIRECTOR OF CIVILIAN MARKSMANSHIP.—(1) The board of directors shall appoint the Director of Civilian Marksmanship.

(2) The Director is responsible for—

(A) the daily operation of the corporation; and

(B) the duties of the corporation under subchapter II of this chapter.

§ 40703. Powers

The corporation may—

(1) adopt, use, and alter a corporate seal, which shall be judicially noticed;

(2) make contracts;

(3) acquire, own, lease, encumber, and transfer property as necessary or convenient to carry out the activities of the corporation;

(4) incur and pay obligations;

(5) charge fees to cover the corporation's costs in carrying out the Civilian Marksmanship Program; and

(6) do any other act necessary and proper to carry out the activities of the corporation.

§ 40704. Restrictions

(a) PROFIT.—The corporation may not operate for profit.

(b) USE OF AMOUNTS COLLECTED.—Amounts collected under section 40703(3) and (5) of this title, including proceeds from the sale of firearms, ammunition, repair parts, and other supplies, may be used only to support the Civilian Marksmanship Program.

§ 40705. Duty to maintain tax-exempt status

The corporation shall maintain its status as an organization exempt from taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

§ 40706. Distribution of assets on dissolution

(a) SECRETARY OF THE ARMY.—On dissolution of the corporation, title to the following items, and the right to possess the items, vest in the Secretary of the Army:

(1) firearms stored at Defense Distribution Depot, Anniston, Anniston, Alabama on the date of dissolution.

(2) M-16 rifles under control of the corporation.

1 (3) trophies received from the National Board for the Promotion of
2 Rifle Practice through the date of dissolution.

3 (b) TAX-EXEMPT ORGANIZATIONS.—(1) On dissolution of the corpora-
4 tion, an asset not described in subsection (a) of this section may be distrib-
5 uted to an organization that—

6 (A) is exempt from taxation under the Internal Revenue Code of
7 1986 (26 U.S.C. 1 et seq.); and

8 (B) performs functions similar to the functions described in section
9 40722 of this title.

10 (2) An asset distributed under this subsection may not be distributed to
11 an individual.

12 (c) TREASURY.—On dissolution of the corporation, any asset not distrib-
13 uted under subsection (a) or (b) of this section shall be sold and the pro-
14 ceeds shall be deposited in the Treasury.

15 **§ 40707. Nonapplication of audit requirements**

16 The audit requirements of section 10101 of this title do not apply to the
17 corporation.

18 SUBCHAPTER II—CIVILIAN MARKSMANSHIP PROGRAM

19 **§ 40721. Responsibility of corporation**

20 The corporation shall supervise and control the Civilian Marksmanship
21 Program.

22 **§ 40722. Functions**

23 The functions of the Civilian Marksmanship Program are—

24 (1) to instruct citizens of the United States in marksmanship;

25 (2) to promote practice and safety in the use of firearms;

26 (3) to conduct competitions in the use of firearms and to award tro-
27 phies, prizes, badges, and other insignia to competitors;

28 (4) to secure and account for firearms, ammunition, and other equip-
29 ment for which the corporation is responsible;

30 (5) to issue, loan, or sell firearms, ammunition, repair parts, and
31 other supplies under sections 40731 and 40732 of this title; and

32 (6) to procure necessary supplies and services to carry out the Pro-
33 gram.

34 **§ 40723. Eligibility for participation**

35 (a) CERTIFICATION.—(1) An individual shall certify by affidavit, before
36 participating in an activity sponsored or supported by the corporation, that
37 the individual—

38 (A) has not been convicted of a felony;

39 (B) has not been convicted of a violation of section 922 of title 18;

40 and

1 (C) is not a member of an organization that advocates the violent
2 overthrow of the United States Government.

3 (2) The Director of Civilian Marksmanship may require an individual to
4 provide certification from law enforcement agencies to verify that the indi-
5 vidual has not been convicted of a felony or a violation of section 922 of
6 title 18.

7 (b) INELIGIBILITY.—An individual may not participate in an activity
8 sponsored or supported by the corporation if the individual—

9 (1) has been convicted of a felony; or

10 (2) has been convicted of a violation of section 922 of title 18.

11 (c) LIMITING PARTICIPATION.—The Director may limit participation in
12 the program as necessary to ensure—

13 (1) the safety of participants;

14 (2) the security of firearms, ammunition, and equipment; and

15 (3) the quality of instruction in the use of firearms.

16 **§ 40724. Priority of youth participation**

17 In carrying out the Civilian Marksmanship Program, the corporation shall
18 give priority to activities that benefit firearms safety, training, and competi-
19 tion for youth and that reach as many youth participants as possible.

20 **§ 40725. National Matches and small-arms firing school**

21 (a) ANNUAL COMPETITION.—An annual competition called the “National
22 Matches” and consisting of rifle and pistol matches for a national trophy,
23 medals, and other prizes shall be held as prescribed by the Secretary of the
24 Army.

25 (b) ELIGIBLE PARTICIPANTS.—The National Matches are open to mem-
26 bers of the armed forces, National Guard, Reserve Officers’ Training Corps,
27 Air Force Reserve Officers’ Training Corps, Citizens’ Military Training
28 Camps, Citizens’ Air Training Camps, and rifle clubs, and to civilians.

29 (c) SMALL-ARMS FIRING SCHOOL.—A small-arms firing school shall be
30 held in connection with the National Matches.

31 (d) OTHER COMPETITIONS.—Competitions for which trophies and medals
32 are provided by the National Rifle Association of America shall be held in
33 connection with the National Matches.

34 **§ 40726. Allowances for junior competitors**

35 (a) DEFINITION.—In this section, a “junior competitor” is a competitor
36 at the National Matches, a small-arms firing school, a competition in con-
37 nection with the National Matches, or a special clinic under section 40725
38 of this title who is—

39 (1) less than 18 years of age; or

40 (2) a member of a gun club organized for the students of a college
41 or university.

(b) SUBSISTENCE ALLOWANCE.—A junior competitor may be paid a subsistence allowance in an amount prescribed by the Secretary of the Army.

(c) TRAVEL ALLOWANCE.—A junior competitor may be paid a travel allowance in an amount prescribed by the Secretary instead of travel expenses and subsistence while traveling. The travel allowance for the return trip may be paid in advance.

§ 40727. Army support

(a) LOGISTICAL SUPPORT.—The Secretary of the Army shall provide logistical support to the Civilian Marksmanship Program for competitions and other activities. The corporation shall reimburse the Secretary for incremental direct costs incurred in providing logistical support. The reimbursements shall be credited to the appropriations account of the Department of the Army that is charged to provide the logistical support.

(b) NATIONAL MATCHES.—(1) The National Matches may be held at Department of Defense facilities where the National Matches were held before February 10, 1996.

(2) The Secretary shall provide, without cost to the corporation, members of the National Guard and Army Reserve to support the National Matches as part of the annual training under title 10 and title 32.

(c) REGULATIONS.—The Secretary shall prescribe regulations to carry out this section.

§ 40728. Transfer of firearms, ammunition, and parts

(a) REQUIRED TRANSFERS.—In accordance with subsection (b) of this section, the Secretary of the Army shall transfer to the corporation all firearms and ammunition that, on February 9, 1996, were under the control of the director of civilian marksmanship (as that position existed under section 4307 of title 10 on February 9, 1996), including—

(1) all firearms on loan to affiliated clubs and State associations;

(2) all firearms in the possession of the Civilian Marksmanship Support Detachment; and

(3) all M–1 Garand and caliber .22 rimfire rifles stored at Defense Distribution Depot, Anniston, Anniston, Alabama.

(b) TIME FOR TRANSFERS.—The Secretary shall transfer firearms and ammunition under subsection (a) of this section as and when necessary to enable the corporation—

(1) to issue or loan firearms or ammunition under section 40731 of this title; or

(2) to sell firearms or ammunition under section 40732 of this title.

(c) VESTING OF TITLE IN TRANSFERRED ITEMS.—Title to an item transferred to the corporation under this section shall vest in the corporation—

1 (1) on the issuance of the item to an eligible recipient under section
2 40731 of this title; or

3 (2) immediately before the corporation delivers the item to a pur-
4 chaser in accordance with a contract for sale of the item that is author-
5 ized under section 40732 of this title.

6 (d) STORAGE OF FIREARMS.—Firearms stored at Defense Distribution
7 Depot, Anniston, Anniston, Alabama, before February 10, 1996, and used
8 for the Civilian Marksmanship Program (as that program existed under sec-
9 tion 4308(e) of title 10 before February 10, 1996), shall remain at that fa-
10 cility or another storage facility designated by the Secretary, without cost
11 to the corporation, until the firearms are issued, loaned, or sold by the cor-
12 poration, or otherwise transferred to the corporation.

13 (e) DISCRETIONARY TRANSFER OF PARTS.—The Secretary may transfer
14 from the inventory of the Department of the Army to the corporation any
15 part from a rifle designated to be demilitarized.

16 (f) LIMITATION ON DEMILITARIZATION OF M-1 RIFLES.—After February
17 10, 1996, the Secretary may not demilitarize an M-1 Garand rifle in the
18 inventory of the Army unless the Defense Logistics Agency decides the rifle
19 is unserviceable.

20 (g) COST OF TRANSFERS.—A transfer of firearms, ammunition, or parts
21 to the corporation under this section shall be made without cost to the cor-
22 poration, except that the corporation shall assume the cost of preparation
23 and transportation of firearms and ammunition transferred under this sec-
24 tion.

25 **§ 40729. Reservation of firearms, ammunition, and parts**

26 (a) RESERVATION.—The Secretary of the Army shall reserve for the cor-
27 poration—

- 28 (1) firearms described in section 40728(a) of this title;
- 29 (2) ammunition for firearms described in 40728(a) of this title;
- 30 (3) M-16 rifles held by the Department of the Army on February
31 10, 1996, and used to support the small-arms firing school; and
- 32 (4) parts from, and other supplies for, surplus caliber .30 and caliber
33 .22 rimfire rifles.

34 (b) EXCEPTION.—This section does not supersede the authority provided
35 in section 1208 of the National Defense Authorization Act for Fiscal Years
36 1990 and 1991 (Public Law 101-189; 10 U.S.C. 372 note).

37 **§ 40730. Surplus property**

38 The corporation may obtain surplus property from the Defense Reutiliza-
39 tion Marketing Service to carry out the Civilian Marksmanship Program. A
40 transfer of property to the corporation under this section shall be made
41 without cost to the corporation.

§ 40731. Issuance or loan of firearms and supplies

(a) ISSUANCE OR LOAN.—For purposes of training and competition, the corporation may issue or loan, with or without charges to recover administrative costs, caliber .22 rimfire and caliber .30 surplus rifles, air rifles, caliber .22 and .30 ammunition, repair parts, and other supplies necessary for activities related to the Civilian Marksmanship Program to—

- (1) organizations affiliated with the corporation that provide firearms training to youth;
- (2) the Boy Scouts of America;
- (3) 4-H Clubs;
- (4) the Future Farmers of America; and
- (5) other youth oriented organizations.

(b) SECURITY OF FIREARMS.—The corporation shall ensure adequate oversight and accountability for firearms issued or loaned under this section. The corporation shall prescribe procedures for the security of issued or loaned firearms in accordance with United States, State, and local laws.

§ 40732. Sale of firearms and supplies

(a) AFFILIATED ORGANIZATIONS.—The corporation may sell, at fair market value, caliber .22 rimfire and caliber .30 surplus rifles, air rifles, caliber .22 and .30 ammunition, repair parts, and other supplies to organizations affiliated with the corporation that provide training in the use of firearms.

(b) GUN CLUB MEMBERS.—(1) The corporation may sell, at fair market value, caliber .22 rimfire and caliber .30 surplus rifles, ammunition, repair parts and other supplies necessary for target practice to a citizen of the United States who is over 18 years of age and who is a member of a gun club affiliated with the corporation.

(2) Except as provided in section 40733 of this title, sales under this subsection are subject to applicable United States, State, and local law. In addition to any other requirement, the corporation shall establish procedures to obtain a criminal records check of the individual with United States Government and State law enforcement agencies.

(c) LIMITATION ON SALES.—(1) The corporation may not sell a repair part designed to convert a firearm to fire in a fully automatic mode.

(2) The corporation may not sell any item to an individual who has been convicted of—

- (A) a felony; or
- (B) a violation of section 922 of title 18.

§ 40733. Applicability of other law

Section 922(a)(1)–(3) and (5) of title 18 does not apply to the shipment, transportation, receipt, transfer, sale, issuance, loan, or delivery by the cor-

poration, of an item that the corporation is authorized to issue, loan, sell, or receive under this chapter.

CHAPTER 501—DAUGHTERS OF UNION VETERANS OF THE CIVIL WAR 1861–1865

Sec.

- 50101. Definition.
- 50102. Organization.
- 50103. Purposes.
- 50104. Membership.
- 50105. Governing body.
- 50106. Powers.
- 50107. Restrictions.
- 50108. Duty to maintain tax-exempt status.
- 50109. Records and inspection.
- 50110. Service of process.
- 50111. Liability for acts of officers and agents.
- 50112. Annual report.

§ 50101. Definition

For purposes of this chapter, “State” includes the District of Columbia and the territories and possessions of the United States.

§ 50102. Organization

(a) **FEDERAL CHARTER.**—Daughters of Union Veterans of the Civil War 1861–1865 (in this chapter, the “corporation”), a nonprofit corporation incorporated in Ohio, is a federally chartered corporation.

(b) **EXPIRATION OF CHARTER.**—If the corporation does not comply with any provision of this chapter, the charter granted by this chapter expires.

§ 50103. Purposes

(a) **PROVIDED IN ARTICLES OF INCORPORATION.**—The purposes of the corporation are as provided in the articles of incorporation.

(b) **PERPETUATING MEMORIES.**—To perpetuate the memories of the fathers of the Daughters of Union Veterans of the Civil War 1861–1865, their loyalty to the Union, and their unselfish sacrifices for the preservation of the Union, the purposes of the corporation also include—

(1) encouraging the preservation of historic sites and the construction and preservation of monuments commemorating any aspect of the Civil War;

(2) building and maintaining a Museum of Civil War History, admission to which shall be free and open to the public, in the city of Springfield, Illinois, as a repository of Civil War documents, artifacts, and cultural relics;

(3) maintaining a library in connection with the Civil War museum, admission to which shall be open to the public, containing the official volumes of the War of the Rebellion Records, Civil War genealogical files, Adjutant General reports of the various States, military and biographical records and accounts of the individual service of Union soldiers, sailors, and marines, diaries, letters, relics, and other records;

(4) promulgating and teaching American history, particularly the history of the Civil War period, through the establishment of scholarship programs at the national and State levels, the presentation of American flags to youth groups and newly naturalized citizens, and the sponsorship of contests of educational merit;

(5) caring for veterans of all wars through volunteer programs in Department of Veterans Affairs medical centers and in homes and other institutions maintained by the States for the welfare of American veterans; and

(6) participating, in a spirit of cooperation and reciprocity, in programs with other societies devoted to American history, veterans' affairs, or community interests.

(c) VETERANS' AND PATRIOTIC ORGANIZATION.—The corporation shall function as a veterans' and patriotic organization as authorized by the laws of each State in which it is incorporated.

§ 50104. Membership

Eligibility for membership in the corporation and the rights and privileges of members are as provided in the constitution and bylaws of the corporation.

§ 50105. Governing body

(a) BOARD OF DIRECTORS.—The board of directors and the responsibilities of the board are as provided in the articles of incorporation.

(b) OFFICERS.—The officers and the election of officers are as provided in the articles of incorporation.

§ 50106. Powers

The corporation has only the powers provided in its bylaws and articles of incorporation filed in each State in which it is incorporated.

§ 50107. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) POLITICAL ACTIVITIES.—The corporation or a director or officer as such may not contribute to, support, or participate in any political activity or in any manner attempt to influence legislation.

(c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member during the life of the charter granted by this chapter. This subsection does not prevent the payment of reasonable compensation to an officer or reimbursement for actual necessary expenses in amounts approved by the board of directors.

(d) LOANS.—The corporation may not make a loan to a director, officer, or employee.

1 (e) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORIZATION.—The
 2 corporation may not claim congressional approval or the authority of the
 3 United States Government for any of its activities.

4 **§ 50108. Duty to maintain tax-exempt status**

5 The corporation shall maintain its status as an organization exempt from
 6 taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).
 7 If the corporation does not maintain that status, the charter granted by this
 8 chapter expires.

9 **§ 50109. Records and inspection**

10 (a) RECORDS.—The corporation shall keep—

- 11 (1) correct and complete records of account;
- 12 (2) minutes of the proceedings of its members, board of directors,
- 13 and committees; and
- 14 (3) at its principal office, a record of the names and addresses of
- 15 its members entitled to vote.

16 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
 17 the member, may inspect the records of the corporation for any proper pur-
 18 pose, at any reasonable time.

19 **§ 50110. Service of process**

20 The corporation shall comply with the law on service of process of each
 21 State in which it is incorporated and each State in which it carries on ac-
 22 tivities.

23 **§ 50111. Liability for acts of officers and agents**

24 The corporation is liable for the acts of its officers and agents acting
 25 within the scope of their authority.

26 **§ 50112. Annual report**

27 The corporation shall submit an annual report to Congress on the activi-
 28 ties of the corporation during the prior fiscal year. The report shall be sub-
 29 mitted at the same time as the report of the audit required by section
 30 10101 of this title. The report may not be printed as a public document.

31 **CHAPTER 503—DISABLED AMERICAN VETERANS**

Sec.

- 50301. Organization.
- 50302. Purposes.
- 50303. Membership.
- 50304. Powers.
- 50305. Exclusive right to name.
- 50306. Restrictions.
- 50307. Service of process.
- 50308. Annual report.

32 **§ 50301. Organization**

33 (a) FEDERAL CHARTER.—Disabled American Veterans (in this chapter,
 34 the “corporation”) is a federally chartered corporation.

(b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

§ 50302. Purposes

The purposes of the corporation are—

(1) to uphold and maintain the Constitution and laws of the United States;

(2) to realize the true American ideals and aims for which those eligible to membership fought;

(3) to advance the interests, and work for the betterment, of all wounded, injured, and disabled American veterans;

(4) to cooperate with the Department of Veterans Affairs and all other public and private agencies devoted to the cause of improving and advancing the condition, health, and interests of all wounded, injured, and disabled veterans;

(5) to stimulate a feeling of mutual devotion, helpfulness, and comradeship among all wounded, injured, and disabled veterans;

(6) to serve our comrades, our communities, and our country; and

(7) to encourage in all people that spirit of understanding which will guard against future wars.

§ 50303. Membership

(a) ELIGIBILITY.—An individual is eligible for membership in the corporation if the individual—

(1)(A) was wounded, gassed, injured, or disabled in the line of duty during time of war while in the service of the military or naval forces of the United States; and

(B) was honorably discharged or separated from that service or is still in active service in the armed forces of the United States; or

(2)(A) was disabled while serving with any of the armed forces of a country associated with the United States as an ally during any of its war periods;

(B) is a citizen of the United States; and

(C) was honorably discharged.

(b) NO HONORARY MEMBERSHIPS.—An honorary membership may not be granted.

§ 50304. Powers

The corporation may—

(1) adopt a constitution, bylaws, and regulations to carry out the purposes of the corporation;

(2) adopt and alter a corporate seal;

(3) adopt emblems and badges;

(4) establish and maintain offices to conduct its activities;

- 1 (5) establish State and territorial organizations and local chapter or
- 2 post organizations;
- 3 (6) acquire, own, lease, encumber, and transfer property as necessary
- 4 to carry out the purposes of the corporation;
- 5 (7) publish a newspaper and other publications devoted to the pur-
- 6 poses of the corporation;
- 7 (8) sue and be sued; and
- 8 (9) do any other act necessary or proper to carry out the purposes
- 9 of the corporation.

10 **§ 50305. Exclusive right to name**

11 The corporation and its State and local subdivisions have the exclusive
12 right to use the name “Disabled American Veterans”.

13 **§ 50306. Restrictions**

14 The corporation shall be nonpolitical and nonsectarian, and may not pro-
15 mote the candidacy of an individual seeking public office.

16 **§ 50307. Service of process**

17 As a condition to the exercise of any power or privilege granted by this
18 chapter, the corporation shall file, with the secretary of state or other des-
19 ignated official of each State in which a chapter is organized, the name and
20 address of an agent in that State on whom legal process or demands against
21 the corporation may be served.

22 **§ 50308. Annual report**

23 Not later than January 1 of each year, the corporation shall submit a
24 report to Congress on the activities of the corporation during the prior fiscal
25 year.

26 **CHAPTER 601—82ND AIRBORNE DIVISION ASSOCIATION,** 27 **INCORPORATED**

Sec.

- 60101. Definition.
- 60102. Organization.
- 60103. Purposes.
- 60104. Membership.
- 60105. Governing body.
- 60106. Powers.
- 60107. Restrictions.
- 60108. Duty to maintain tax-exempt status.
- 60109. Records and inspection.
- 60110. Service of process.
- 60111. Liability for acts of officers and agents.
- 60112. Annual report.

28 **§ 60101. Definition**

29 For purposes of this chapter, “State” includes the District of Columbia
30 and the territories and possessions of the United States.

1 **§ 60102. Organization**

2 (a) FEDERAL CHARTER.—82nd Airborne Division Association, Incorporated (in this chapter, the “corporation”), a nonprofit corporation incorporated in Illinois, is a federally chartered corporation.

5 (b) EXPIRATION OF CHARTER.—If the corporation does not comply with any provision of this chapter, the charter granted by this chapter expires.

7 **§ 60103. Purposes**

8 The purposes of the corporation are as provided in the articles of incorporation and include—

10 (1) perpetuating the memory of members of the 82nd Airborne Division who fought and died for this country;

12 (2) furthering the common bond between retired and active members of the 82nd Airborne Division;

14 (3) providing educational assistance in the form of college scholarships and grants to the qualified children of current and former members of the 82nd Airborne Division;

17 (4) promoting civic and patriotic activities; and

18 (5) promoting the indispensable role of airborne defense to the national security of the United States.

20 **§ 60104. Membership**

21 (a) ELIGIBILITY.—Except as provided in this chapter, eligibility for membership in the corporation and the rights and privileges of members are as provided in the constitution and bylaws of the corporation.

24 (b) NONDISCRIMINATION.—The terms of membership may not discriminate on the basis of race, color, religion, sex, disability, or national origin.

26 **§ 60105. Governing body**

27 (a) BOARD OF DIRECTORS.—The board of directors and the responsibilities of the board are as provided in the articles of incorporation.

29 (b) OFFICERS.—The officers and the election of officers are as provided in the articles of incorporation.

31 (c) NONDISCRIMINATION.—The requirements for holding office in the corporation may not discriminate on the basis of race, color, religion, sex, disability, or national origin.

34 **§ 60106. Powers**

35 The corporation has only the powers provided in its bylaws and articles of incorporation filed in each State in which it is incorporated.

37 **§ 60107. Restrictions**

38 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) **POLITICAL ACTIVITIES.**—The corporation or a director or officer as such may not contribute to, support, or participate in any political activity or in any manner attempt to influence legislation.

(c) **DISTRIBUTION OF INCOME OR ASSETS.**—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member during the life of the charter granted by this chapter. This subsection does not prevent the payment of reasonable compensation to an officer or reimbursement for actual and necessary expenses in amounts approved by the board of directors.

(d) **LOANS.**—The corporation may not make a loan to a director, officer, or employee.

(e) **CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORIZATION.**—The corporation may not claim congressional approval or the authority of the United States Government for any of its activities.

§ 60108. Duty to maintain tax-exempt status

The corporation shall maintain its status as an organization exempt from taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

§ 60109. Records and inspection

(a) **RECORDS.**—The corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its members, board of directors, and committees; and

(3) at its principal office, a record of the names and addresses of its members entitled to vote.

(b) **INSPECTION.**—A member entitled to vote, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 60110. Service of process

The corporation shall comply with the law on service of process of each State in which it is incorporated and each State in which it carries on activities.

§ 60111. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 60112. Annual report

The corporation shall submit an annual report to Congress on the activities of the corporation during the prior fiscal year. The report shall be submitted at the same time as the report of the audit required by section 10101 of this title. The report may not be printed as a public document.

CHAPTER 701— FLEET RESERVE ASSOCIATION

Sec.
70101. Definition.

- 70102. Organization.
- 70103. Purposes.
- 70104. Membership.
- 70105. Governing body.
- 70106. Powers.
- 70107. Restrictions.
- 70108. Duty to maintain corporate and tax-exempt status.
- 70109. Records and inspection.
- 70110. Service of process.
- 70111. Liability for acts of officers and agents.
- 70112. Annual report.

1 **§ 70101. Definition**

2 For purposes of this chapter, “State” includes the District of Columbia
3 and the territories and possessions of the United States.

4 **§ 70102. Organization**

5 (a) FEDERAL CHARTER.—Fleet Reserve Association (in this chapter, the
6 “corporation”), a nonprofit corporation incorporated in Delaware, is a feder-
7 ally chartered corporation.

8 (b) EXPIRATION OF CHARTER.—If the corporation does not comply with
9 any provision of this chapter, the charter granted by this chapter expires.

10 **§ 70103. Purposes**

11 (a) GENERAL.—The purposes of the corporation are as provided in its ar-
12 ticles of incorporation and bylaws and include—

13 (1) upholding and defending the Constitution of the United States;
14 (2) aiding and maintaining an adequate naval defense for the United
15 States;

16 (3) assisting the recruitment of the best personnel available for the
17 United States Navy, United States Marine Corps, and United States
18 Coast Guard;

19 (4) providing for the welfare of the personnel who serve in the Unit-
20 ed States Navy, United States Marine Corps, and United States Coast
21 Guard;

22 (5) continuing to loyally serve the United States Navy, United States
23 Marine Corps, and United States Coast Guard;

24 (6) preserving the spirit of shipmanship by providing assistance to
25 shipmates and their families; and

26 (7) instilling love of the United States and its flag, and promoting
27 soundness of mind and body, in the youth of the United States.

28 (b) CORPORATE FUNCTION.—The corporation shall function as an edu-
29 cational, patriotic, civic, historical, and research organization under the laws
30 of the State of Delaware.

31 **§ 70104. Membership**

32 (a) ELIGIBILITY.—Except as provided in this chapter, eligibility for mem-
33 bership in the corporation and the rights and privileges of members are as
34 provided in the articles of incorporation and bylaws.

(b) NONDISCRIMINATION.—The terms of membership may not discriminate on the basis of race, color, religion, sex, disability, age, or national origin.

§ 70105. Governing body

(a) BOARD OF DIRECTORS.—The board of directors and the responsibilities of the board are as provided in the bylaws and articles of incorporation.

(b) OFFICERS.—The officers and the election of officers are as provided in the bylaws and articles of incorporation.

(c) NONDISCRIMINATION.—The requirements for serving as a director or officer may not discriminate on the basis of race, color, religion, sex, disability, age, or national origin.

§ 70106. Powers

The corporation has only the powers provided in its bylaws and articles of incorporation filed in each State in which it is incorporated.

§ 70107. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member during the life of the charter granted by this chapter. This subsection does not prevent the payment of reasonable compensation to an officer or employee or reimbursement for actual necessary expenses in amounts approved by the board of directors.

(c) LOANS.—The corporation may not make a loan to a director, officer, employee, or member.

(d) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORITY.—The corporation may not claim congressional approval or the authority of the United States Government for any of its activities.

§ 70108. Duty to maintain corporate and tax-exempt status

(a) CORPORATE STATUS.—The corporation shall maintain its status as a corporation incorporated under the laws of Delaware.

(b) TAX-EXEMPT STATUS.—The corporation shall maintain its status as an organization exempt from taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

§ 70109. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its members, board of directors, and committees; and

(3) at its principal office, a record of the names and addresses of its members entitled to vote.

(b) INSPECTION.—A member entitled to vote, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 70110. Service of process

The corporation shall comply with the law on service of process of each State in which it is incorporated and each State in which it carries on activities.

§ 70111. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 70112. Annual report

The corporation shall submit an annual report to Congress on the activities of the corporation during the prior fiscal year. The report shall be submitted at the same time as the report of the audit required by section 10101 of this title. The report may not be printed as a public document.

CHAPTER 703—FORMER MEMBERS OF CONGRESS

Sec.

70301. Definition.

70302. Organization.

70303. Purposes.

70304. Membership.

70305. Governing body.

70306. Powers.

70307. Restrictions.

70308. Duty to maintain tax-exempt status.

70309. Records and inspection.

70310. Service of process.

70311. Liability for acts of officers and agents.

70312. Annual report.

§ 70301. Definition

For purposes of this chapter, “State” includes the District of Columbia and the territories and possessions of the United States.

§ 70302. Organization

(a) FEDERAL CHARTER.—Former Members of Congress (in this chapter, the “corporation”), a nonprofit corporation incorporated in the District of Columbia, is a federally chartered corporation.

(b) EXPIRATION OF CHARTER.—If the corporation does not comply with any provision of this chapter, the charter granted by this chapter expires.

§ 70303. Purposes

The purposes of the corporation are as provided in the articles of incorporation and include the promotion of the cause of good government at the national level by improving the public understanding of Congress as an institution and strengthening its support by the public. The corporation shall function as an educational, patriotic, civic, historical, and research organization as authorized by the laws of each State in which it is incorporated.

1 **§ 70304. Membership**

2 Eligibility for membership in the corporation and the rights and privileges
3 of members are as provided in the bylaws.

4 **§ 70305. Governing body**

5 (a) BOARD OF DIRECTORS.—The board of directors and the responsibil-
6 ities of the board are as provided in the articles of incorporation.

7 (b) OFFICERS.—The officers and the election of officers are as provided
8 in the articles of incorporation.

9 **§ 70306. Powers**

10 The corporation has only the powers provided in its bylaws and articles
11 of incorporation filed in each State in which it is incorporated.

12 **§ 70307. Restrictions**

13 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
14 clare or pay a dividend.

15 (b) POLITICAL ACTIVITIES.—The corporation or a director or officer as
16 such may not contribute to, support, or participate in any political activity
17 or in any manner attempt to influence legislation.

18 (c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
19 corporation may not inure to the benefit of, or be distributed to, a director,
20 officer, or member during the life of the charter granted by this chapter.
21 This subsection does not prevent the payment of reasonable compensation
22 to an officer or reimbursement for actual necessary expenses in amounts ap-
23 proved by the board of directors.

24 (d) LOANS.—The corporation may not make a loan to a director, officer,
25 or employee.

26 (e) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORIZATION.—The
27 corporation may not claim congressional approval or the authority of the
28 United States Government for any of its activities.

29 **§ 70308. Duty to maintain tax-exempt status**

30 The corporation shall maintain its status as an organization exempt from
31 taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

32 **§ 70309. Records and inspection**

33 (a) RECORDS.—The corporation shall keep—

34 (1) correct and complete records of account;

35 (2) minutes of the proceedings of its members, board of directors,
36 and committees; and

37 (3) at its principal office, a record of the names and addresses of
38 its members entitled to vote.

39 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
40 the member, may inspect the records of the corporation for any proper pur-
41 pose, at any reasonable time.

§ 70310. Service of process

The corporation shall comply with the law on service of process of each State in which it is incorporated and each State in which it carries on activities.

§ 70311. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 70312. Annual report

The corporation shall submit an annual report to Congress on the activities of the corporation during the prior fiscal year. The report shall be submitted at the same time as the report of the audit required by section 10101 of this title. The report may not be printed as a public document.

CHAPTER 705—THE FOUNDATION OF THE FEDERAL BAR ASSOCIATION

Sec.

- 70501. Definition.
- 70502. Organization.
- 70503. Purposes.
- 70504. Membership.
- 70505. Governing body.
- 70506. Powers.
- 70507. Exclusive right to name.
- 70508. Restrictions.
- 70509. Principal office.
- 70510. Records and inspection.
- 70511. Service of process.
- 70512. Liability for acts of officers and agents.
- 70513. Deposit of assets on dissolution or final liquidation.

§ 70501. Definition

For purposes of this chapter, “State” includes the District of Columbia.

§ 70502. Organization

(a) **FEDERAL CHARTER.**—The Foundation of the Federal Bar Association (in this chapter, the “corporation”) is a federally chartered corporation.

(b) **PLACE OF INCORPORATION AND DOMICILE.**—The corporation is declared to be incorporated and domiciled in the District of Columbia.

(c) **PERPETUAL EXISTENCE.**—Except as otherwise provided, the corporation has perpetual existence.

§ 70503. Purposes

The purposes of the corporation are—

- (1) to receive, hold, invest, administer, and dispose of property without restrictions applicable to trustees or trust funds;
- (2) to apply its income and any part of its principal exclusively to educational, charitable, scientific, or literary purposes—
 - (A) to advance the science of jurisprudence;
 - (B) to uphold high standards for the Federal judiciary and attorneys representing the United States Government;

(C) to promote and improve the administration of justice, including the study of means for the improved handling of the legal business of the departments, agencies, and instrumentalities of the Government;

(D) to facilitate the cultivation and diffusion of knowledge and understanding of the law and the promotion of the study of the law and the science of jurisprudence and research in jurisprudence, through the maintenance of a law library, the establishment of seminars, lectures, and studies devoted to the law, and the publication of addresses, essays, treatises, reports and other literary works by students, practitioners, and teachers of the law; and

(E) to provide for the acquisition, preservation, and exhibition of rare books and documents, sculptures, paintings, and other objects of art and historical interest relating to the law, the courts, and the legal profession; and

(3) to do any other acts necessary or incident to the accomplishment of these purposes.

§ 70504. Membership

(a) MEMBERS.—The members of the corporation are—

(1) the members of the National Council of the Federal Bar Association, a nonprofit corporation incorporated in the District of Columbia, during their term of membership in that Association; and

(2) other individuals the corporation provides for in the bylaws or otherwise.

(b) VOTING.—Each member has one vote on each matter submitted to a vote of the members.

(c) GROUNDS FOR DISQUALIFICATION.—An individual may not be a member, director, or officer of the corporation if the individual—

(1) is a member of, or advocates the principles of, an organization believing in, or working for, the overthrow of the United States Government by force or violence; or

(2) refuses to uphold and defend the Constitution of the United States.

§ 70505. Governing body

(a) BOARD OF DIRECTORS.—(1) The board of directors is the governing body of the corporation. The board may exercise, or provide for the exercise of, the powers of the corporation.

(2) The board shall consist of 12 individuals elected, and subject to removal at any time, by a majority vote of the members of the corporation. The term of office of an elected director is 6 years. A vacancy on the board shall be filled by a majority vote of the members of the corporation.

(3) The board shall meet at least annually. Each director has one vote on each matter decided by the board. The board may delegate its powers to a prudential committee subject to the direction of, and reporting to, the board.

(4) The president of the corporation is the chairman of the board and of the committee.

(b) OFFICERS.—(1) The officers of the corporation are a president, a vice president, a secretary, a treasurer, a historian, and other officers provided for in the bylaws. The powers of the officers are as provided in the bylaws.

(2) The officers shall be elected by the board of directors at its annual meeting. The term of office of an officer is one year.

§ 70506. Powers

The corporation may—

(1) adopt and amend bylaws for the management of its property and the regulation of its affairs;

(2) adopt and alter a corporate seal;

(3) choose officers, managers, and agents as the activities of the corporation require;

(4) make contracts;

(5) acquire, own, lease, encumber, and transfer property as necessary to carry out the purposes of the corporation;

(6) borrow money, issue instruments of indebtedness, and secure its obligations by granting security interests in its property;

(7) sue and be sued; and

(8) do any other act necessary and proper to carry out the purposes of the corporation.

§ 70507. Exclusive right to name

The corporation has the exclusive right to use the name “The Foundation of the Federal Bar Association”.

§ 70508. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) POLITICAL ACTIVITIES.—(1) The activities, funds, income, and property of the corporation may not be used to carry on political activity or attempt to influence legislation.

(2) The corporation or a director or officer as such may not contribute to, support, or assist a political party or candidate for elective public office.

(c) DISTRIBUTION OF INCOME.—The income of the corporation may not inure to the benefit of a director, officer, member, or private individual.

(d) LOANS.—The corporation may not make a loan or advance to a director or officer. Directors and officers who vote for, assent to, or participate

in making a loan or advance to a director or officer are jointly and severally liable to the corporation for the amount of the loan or advance until it is repaid.

(e) IMMUNITY FROM LIABILITY.—Members and private individuals are not liable for the obligations of the corporation.

§ 70509. Principal office

The corporation shall have its principal office in the District of Columbia, but may conduct its activities anywhere.

§ 70510. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its members, board of directors, and committees; and

(3) at its principal office, a record of the names and addresses of its members entitled to vote.

(b) INSPECTION.—A member entitled to vote, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 70511. Service of process

The corporation shall have a designated agent in the District of Columbia to receive service of process for the corporation. Notice to or service on the agent, or mailed to the business address of the agent, is notice to or service on the corporation.

§ 70512. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 70513. Deposit of assets on dissolution or final liquidation

On dissolution or final liquidation of the corporation, any assets remaining after the discharge of all liabilities shall be deposited in the Treasury of the United States as a miscellaneous receipt.

**CHAPTER 707—FREDERICK DOUGLASS MEMORIAL AND
HISTORICAL ASSOCIATION**

Sec.

70701. Organization.

70702. Purposes.

70703. Governing body.

70704. Powers.

70705. Management of homestead and erection of monument.

70706. Property exempt from taxation.

70707. Misnomer not to affect transfer of property.

70708. Nonapplication of audit requirements.

1 **§ 70701. Organization**

2 (a) FEDERAL CHARTER.—Frederick Douglass Memorial and Historical
3 Association (in this chapter, the “corporation”) is a federally chartered cor-
4 poration.

5 (b) PLACE OF INCORPORATION.—The corporation is declared to be incor-
6 porated in the District of Columbia.

7 (c) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
8 tion has perpetual existence.

9 **§ 70702. Purposes**

10 The purposes of the corporation are—

11 (1) to preserve to posterity the memory of the life and character of
12 the late Frederick Douglass; and

13 (2) to collect, collate, and preserve a historical record of the incep-
14 tion, progress, and culmination of the antislavery movement in the
15 United States, and to assemble in the homestead of the late Frederick
16 Douglass, commonly called Cedar Hill, in the village of Anacostia, Dis-
17 trict of Columbia, all suitable exhibits of records or things illustrative
18 or commemorative of the antislavery movement and history that are do-
19 nated to, or acquired by, the corporation.

20 **§ 70703. Governing body**

21 (a) BOARD OF TRUSTEES.—(1) The board of trustees is the governing
22 body of the corporation. The board shall exercise the powers granted to the
23 corporation.

24 (2) The board shall consist of at least 9 but not more than 19 members.
25 A vacancy on the board shall be filled by decision of the remaining members
26 of the board.

27 (3) The board shall adopt a seal under which all acts of the corporation
28 shall be passed and authenticated.

29 (b) OFFICERS.—(1) The board shall elect officers the board considers
30 necessary, including a treasurer, for the term and at the compensation the
31 board decides, as provided in the bylaws.

32 (2) The treasurer shall give a bond as provided in the bylaws.

33 (3) The board may remove an officer, employee, or agent of the corpora-
34 tion for a cause provided in the bylaws.

35 **§ 70704. Powers**

36 The corporation may—

37 (1) adopt and amend bylaws for the regulation of its affairs;

38 (2) adopt and alter a corporate seal;

39 (3) employ persons the corporation considers necessary;

40 (4) acquire, own, lease, encumber, and transfer property;

41 (5) sue and be sued; and

(6) do any other act to carry out the purposes of the corporation.

§ 70705. Management of homestead and erection of monument

After the corporation has acquired any part of the property occupied by the late Frederick Douglass as his homestead, commonly called Cedar Hill, in the village of Anacostia, District of Columbia, the corporation may—

(1) manage, repair, and improve the property to carry out the purposes of the corporation; and

(2) erect on the property a monument to the memory of the late Frederick Douglass.

§ 70706. Property exempt from taxation

Any property formerly occupied by the late Frederick Douglass as his homestead, commonly called Cedar Hill, in the village of Anacostia, District of Columbia, and owned by the corporation, is exempt from taxation as long as the property is used for the purposes of the corporation.

§ 70707. Misnomer not to affect transfer of property

A misnomer of the corporation does not affect any transfer of property to or from the corporation.

§ 70708. Nonapplication of audit requirements

The audit requirements of section 10101 of this title do not apply to the corporation.

CHAPTER 709—FUTURE FARMERS OF AMERICA

Sec.

70901. Organization.

70902. Purposes.

70903. Membership.

70904. Governing body.

70905. National officers.

70906. Powers.

70907. Exclusive right to name, seals, emblems, and badges.

70908. Restrictions.

70909. Availability of personnel, services, and facilities of Department of Education.

70910. Headquarters and principal office.

70911. Records and inspection.

70912. Service of process.

70913. Liability for acts of officers and agents.

70914. Distribution of assets on dissolution or final liquidation.

§ 70901. Organization

(a) FEDERAL CHARTER.—Future Farmers of America (in this chapter, the “corporation”) is a federally chartered corporation.

(b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

§ 70902. Purposes

The purposes of the corporation are—

(1) to create, foster, and assist subsidiary chapters composed of students and former students of vocational agriculture in public schools qualifying for Federal reimbursement under the Smith-Hughes Voca-

tional Education Act (20 U.S.C. 11–15, 16–28) and associations of those chapters in the States, territories, and possessions of the United States;

(2) to develop character, train for useful citizenship, and foster patriotism, and thereby develop competent and aggressive rural and agricultural leadership;

(3) to create and nurture a love of country life by encouraging members to improve the farm home and its surroundings, to develop organized rural recreational activities, and to create more interest in the intelligent choice of farming occupations;

(4) to encourage the practice of thrift;

(5) to procure for and distribute to State associations, local chapters, and members all official supplies and equipment of the corporation;

(6) to publish an official magazine and other publications for the members of the corporation;

(7) to strengthen the confidence of farm boys and young men in themselves and their work, to encourage members in the development of individual farming programs, and to promote their permanent establishment in farming by—

(A) encouraging improvement in scholarship;

(B) providing prizes and awards to deserving students who have achieved distinction in vocational agriculture, including farm mechanics activities on a local, State, or national basis; and

(C) assisting financially, through loans or grants, deserving students in all-day vocational agriculture classes and young farmers under 30 years of age who were former students in all-day vocational agriculture classes in becoming satisfactorily established in a farming occupation;

(8) to cooperate with others, including State boards for vocational education, in accomplishing these purposes; and

(9) to engage in other activities, consistent with these purposes, determined by the governing body to be for the best interests of the corporation.

§ 70903. Membership

(a) **ELIGIBILITY.**—Except as provided in this chapter, eligibility for membership in the corporation and the rights and privileges of members are as provided in the bylaws.

(b) **VOTING.**—In matters of official business of a local chapter, each member has one vote. In matters of official business of a State association, each qualified delegate of a local chapter has one vote.

1 **§ 70904. Governing body**

2 (a) BOARD OF DIRECTORS.—(1) The board of directors is the governing
3 body of the corporation. The board shall exercise the powers granted to the
4 corporation.

5 (2) The board consists of the Secretary of Education, 4 staff members
6 in the Department of Education, and 4 State supervisors of agriculture edu-
7 cation. The Secretary is chairman of the board.

8 (3) The term of office of the directors and the method of selecting the
9 directors (except ex officio directors) are as provided in the bylaws.

10 (4) The board shall meet at least annually at the time and place provided
11 in the bylaws. The annual report of the board shall be presented at that
12 meeting. Special meetings of the board may be called at any time by the
13 chairman.

14 (b) GOVERNING COMMITTEE.—The board may designate the chairman of
15 the board and 2 members of the chairman's staff as a governing committee.
16 When the board is not in session, the governing committee shall exercise
17 the powers of the board, subject to the board's direction, and may authorize
18 the seal of the corporation to be affixed to all papers that require it.

19 **§ 70905. National officers**

20 (a) COMPOSITION.—The national officers of the corporation are a student
21 president, 4 student vice presidents (one from each of 4 regions of the Unit-
22 ed States established in the bylaws for purposes of administration of the
23 corporation), a student secretary, an executive secretary, a treasurer, and
24 a national advisor.

25 (b) BOARD OF STUDENT OFFICERS.—The national student officers of the
26 corporation comprise a board of student officers. The board of student offi-
27 cers shall advise and make recommendations to the board of directors about
28 the activities and business of the corporation.

29 (c) ELECTION.—The national officers of the corporation shall be elected
30 annually by a majority vote of the delegates assembled in the annual na-
31 tional convention from among qualified members of the corporation, except
32 that—

33 (1) the national advisor shall be the Secretary of Education;

34 (2) the executive secretary shall be a member of the Department of
35 Education; and

36 (3) the treasurer shall be an employee or member of a State agency
37 that directs or supervises a State program of agricultural education
38 under the provisions of the Smith-Hughes Vocational Education Act
39 (20 U.S.C. 11–15, 16–28).

40 (d) VOTE AT NATIONAL CONVENTION.—Each qualified delegate has one
41 vote at the annual national convention.

1 **§ 70906. Powers**

2 The corporation may—

3 (1) adopt and amend bylaws and regulations for the management of
4 its property and the regulation of its affairs, including the establish-
5 ment and maintenance of local chapters and State associations of chap-
6 ters;

7 (2) adopt and alter a corporate seal;

8 (3) adopt emblems and badges;

9 (4) choose officers, managers, agents, and employees as the activities
10 of the corporation require;

11 (5) make contracts;

12 (6) acquire, own, lease, encumber, and transfer property as necessary
13 or convenient to carry out the purposes of the corporation;

14 (7) borrow money, issue instruments of indebtedness, and secure its
15 obligations by granting security interests in its property;

16 (8) use corporate funds to give prizes, awards, loans, and grants to
17 deserving students and young farmers to carry out the purposes of the
18 corporation;

19 (9) publish a magazine and other publications;

20 (10) procure for and distribute to State associations, local chapters,
21 and members all official Future Farmers of America supplies and
22 equipment;

23 (11) sue and be sued; and

24 (12) do any other act necessary and proper to carry out the purposes
25 of the corporation.

26 **§ 70907. Exclusive right to name, seals, emblems, and badges**

27 The corporation and its authorized chapters and associations of chapters
28 have the exclusive right to use the name “Future Farmers of America” and
29 the initials FFA as representing an agricultural membership organization
30 and seals, emblems, and badges the corporation adopts.

31 **§ 70908. Restrictions**

32 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
33 clare or pay a dividend.

34 (b) POLITICAL ACTIVITIES.—The corporation or a director, officer, or
35 member as such may not contribute to, support, or assist a political party
36 or candidate for elective public office.

37 (c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
38 corporation may not inure to the benefit of, or be distributed to, a director,
39 officer, or member, except on dissolution or final liquidation of the corpora-
40 tion.

(d) LOANS.—The corporation may not make a loan to a director, officer, or employee. Directors who vote for or assent to making a loan to a director, officer, or employee, and officers who participate in making the loan, are jointly and severally liable to the corporation for the amount of the loan until it is repaid.

(e) PRIZES, AWARDS, GRANTS, OR LOANS TO STUDENT OFFICERS AND MEMBERS MEETING CRITERIA.—This section does not preclude prizes, awards, grants, or loans to student officers and members meeting the criteria established by the board of directors for selecting recipients of those benefits.

§ 70909. Availability of personnel, services, and facilities of Department of Education

On request of the board of directors of the corporation, the Secretary of Education may make personnel, services, and facilities of the Department of Education available to administer or assist in the administration of the activities of the corporation. Personnel of the Department may not receive compensation from the corporation for their services, except that travel and other legitimate expenses as defined by the Secretary and approved by the board may be paid. The Secretary also may cooperate with the State boards for vocational education to assist in the promotion of the activities of the corporation.

§ 70910. Headquarters and principal office

The headquarters and principal office of the corporation shall be in the District of Columbia. However, the activities of the corporation are not confined to the District of Columbia but may be conducted throughout the States, territories, and possessions of the United States.

§ 70911. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its members, board of directors, and committees; and

(3) a record of the names and addresses of its members entitled to vote.

(b) INSPECTION.—A member, or an agent or attorney of the member, may inspect the records of the corporation at any reasonable time.

§ 70912. Service of process

(a) DISTRICT OF COLUMBIA.—The corporation shall have a designated agent in the District of Columbia to receive service of process for the corporation. Designation of the agent shall be filed in the office of the clerk of the United States District Court for the District of Columbia. Notice to

or service on the agent, or mailed to the business address of the agent, is notice to or service on the corporation.

(b) STATES, TERRITORIES, AND POSSESSIONS.—As a condition to the exercise of any power or privilege granted by this chapter, the corporation shall file, with the secretary of state or other designated official of each State, territory, or possession of the United States in which a subordinate association or chapter is organized, the name and address of an agent in that State, territory, or possession on whom legal process or demands against the corporation may be served.

§ 70913. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 70914. Distribution of assets on dissolution or final liquidation

On dissolution or final liquidation of the corporation, any assets remaining after the discharge of all liabilities shall be used by the board of directors for the benefit of students of vocational agriculture or be transferred to a recognized educational foundation.

CHAPTER 801—GENERAL FEDERATION OF WOMEN’S CLUBS

Sec.

80101. Organization.

80102. Purposes.

80103. Constitution and bylaws.

80104. Property.

80105. Principal office and meetings.

80106. Distribution of assets on dissolution.

§ 80101. Organization

(a) FEDERAL CHARTER.—General Federation of Women’s Clubs (in this chapter, the “corporation”) is a federally chartered corporation.

(b) PLACE OF INCORPORATION.—The corporation is declared to be incorporated in the District of Columbia.

(c) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

§ 80102. Purposes

The corporation shall be organized and operated exclusively for charitable and educational purposes within the meaning of section 501(c)(3) of the Internal Revenue Code of 1986 (26 U.S.C. 501(c)(3)) and shall comply with the requirements for classification as an exempt organization under section 501(c)(3). The charitable purposes of the corporation shall be achieved through volunteer efforts by the members of the corporation, including arts programs, conservation programs, educational programs, homelife programs, international affairs, public affairs programs advancing information about public affairs, and community improvement programs.

§ 80103. Constitution and bylaws

The corporation shall have a constitution and may adopt bylaws for the admission and qualifications of members, the management of its property, and the regulation of its affairs. The corporation may amend its constitution and bylaws.

§ 80104. Property

The corporation may—

(1) acquire, own, lease, encumber, and transfer property as necessary to carry out the purposes of the corporation; and

(2) issue instruments of indebtedness in relation to its real property.

§ 80105. Principal office and meetings

(a) **PRINCIPAL OFFICE.**—The principal office of the corporation shall be in the District of Columbia.

(b) **MEETINGS.**—The corporation may hold its meetings at places outside the District of Columbia.

§ 80106. Distribution of assets on dissolution

On dissolution of the corporation, the board of directors shall liquidate and distribute its assets to organizations qualified as exempt organizations under section 501(c)(3) of the Internal Revenue Code of 1986 (26 U.S.C. 501(c)(3)) with purposes similar to those of the corporation.

CHAPTER 803—GIRL SCOUTS OF AMERICA

Sec.

80301. Organization.

80302. Purposes.

80303. Governing body.

80304. Powers.

80305. Exclusive right to emblems, badges, marks, and words.

80306. Restrictions.

80307. Annual report.

§ 80301. Organization

(a) **FEDERAL CHARTER.**—Girl Scouts of America (in this chapter, the “corporation”) is a federally chartered corporation.

(b) **PLACE OF INCORPORATION AND DOMICILE.**—The corporation is declared to be incorporated and domiciled in the District of Columbia.

(c) **PERPETUAL EXISTENCE.**—Except as otherwise provided, the corporation has perpetual existence.

§ 80302. Purposes

The purposes of the corporation are—

(1) to promote the qualities of truth, loyalty, helpfulness, friendliness, courtesy, purity, kindness, obedience, cheerfulness, thriftiness, and kindred virtues among girls, as a preparation for their responsibilities in the home and for service to the community;

(2) to direct and coordinate the Girl Scout movement in the United States and territories and possessions of the United States; and

1 (3) to fix and maintain standards for the movement that will inspire
 2 the rising generation with the highest ideals of character, patriotism,
 3 conduct, and attainment.

4 **§ 80303. Governing body**

5 (a) NATIONAL COUNCIL.—(1) There shall be a National Council of Girl
 6 Scouts. The number, qualifications, and term of office of members of the
 7 Council are as provided in the constitution of the corporation, except that
 8 members of the Council must be citizens of the United States.

9 (2) The Council may adopt and amend a constitution and bylaws and
 10 elect a board of directors, officers, and agents.

11 (3) The constitution may prescribe the number of members of the Council
 12 necessary for a quorum. That number may be less than a majority of the
 13 entire Council.

14 (4) Meetings of the Council shall be held as provided in the constitution
 15 to hold elections and receive reports of the officers and board of directors.
 16 Special meetings may be called as provided in the constitution.

17 (b) BOARD OF DIRECTORS.—(1) To the extent provided in the constitu-
 18 tion and bylaws, the board of directors shall have the powers of the Council
 19 and manage the activities of the corporation between meetings of the Coun-
 20 cil. The number, qualifications, and term of office of directors are as pro-
 21 vided in the constitution.

22 (2) The constitution may prescribe the number of directors necessary for
 23 a quorum. That number shall be at least 20 or two-fifths of the entire
 24 board.

25 (c) EXECUTIVE AND OTHER COMMITTEES.—The bylaws may provide
 26 for—

27 (1) an executive committee to carry out the powers of the board of
 28 directors between meetings of the board; and

29 (2) other committees to operate under the general supervision of the
 30 board of directors.

31 (d) LOCATION OF MEETINGS AND RECORDS.—The Council and the board
 32 of directors may hold meetings and keep the seal and records of the cor-
 33 poration in or outside the District of Columbia.

34 **§ 80304. Powers**

35 The corporation may—

36 (1) adopt and amend a constitution, bylaws, and regulations, includ-
 37 ing regulations for the election of associates and successors;

38 (2) adopt and alter a seal;

39 (3) have offices and conduct its activities in the District of Columbia
 40 and in the States, territories, and possessions of the United States;

1 (4) acquire, own, lease, encumber, and transfer property as necessary
2 to carry out the purposes of the corporation;

3 (5) sue and be sued within the jurisdiction of the United States; and

4 (6) do any other act necessary to carry out this chapter and the pur-
5 poses of the corporation.

6 **§ 80305. Exclusive right to emblems, badges, marks, and**
7 **words**

8 The corporation has the exclusive right to use all emblems and badges,
9 descriptive or designating marks, and words or phrases the corporation
10 adopts, including the badge of the Girl Scouts, Incorporated, referred to in
11 the Act of August 12, 1937 (ch. 590, 50 Stat. 623), and to authorize their
12 use, during the life of the corporation, in connection with the manufacture,
13 advertisement, and sale of equipment and merchandise. This section does
14 not affect any vested rights.

15 **§ 80306. Restrictions**

16 (a) PROFIT.—The corporation may not operate for profit.

17 (b) POLITICAL ACTIVITIES.—The corporation shall be nonpolitical and
18 nonsectarian.

19 **§ 80307. Annual report**

20 Not later than April 1 of each year, the corporation shall submit a report
21 to Congress on the activities of the corporation during the prior fiscal year.
22 The report shall be printed each year, with accompanying illustrations, as
23 a separate House document of the session of the Congress to which the re-
24 port is submitted.

25 **CHAPTER 805—GOLD STAR WIVES OF AMERICA**

Sec.

80501. Definition.

80502. Organization.

80503. Purposes.

80504. Membership.

80505. Governing body.

80506. Powers.

80507. Restrictions.

80508. Duty to maintain tax-exempt status.

80509. Records and inspection.

80510. Service of process.

80511. Liability for acts of officers and agents.

80512. Annual report.

26 **§ 80501. Definition**

27 For purposes of this chapter, “State” includes the District of Columbia
28 and the territories and possessions of the United States.

29 **§ 80502. Organization**

30 (a) FEDERAL CHARTER.—Gold Star Wives of America (in this chapter,
31 the “corporation”), incorporated in New York, is a federally chartered cor-
32 poration.

(b) EXPIRATION OF CHARTER.—If the corporation does not comply with any provision of this chapter, the charter granted by this chapter expires.

§ 80503. Purposes

The purposes of the corporation are—

(1) to operate in the public interest, as a nonpartisan and nonprofit organization, solely for patriotic, charitable, literary, educational, scientific, or civic improvement purposes; and

(2) the purposes stated in its articles of incorporation that are not inconsistent with the purposes described in clause (1) of this section.

§ 80504. Membership

(a) ELIGIBILITY.—Except as provided in this chapter, eligibility for membership in the corporation and the rights and privileges of members are as provided in the articles of incorporation and bylaws.

(b) NONDISCRIMINATION.—The terms of membership may not discriminate on the basis of race, color, religion, or national origin.

§ 80505. Governing body

(a) BOARD OF DIRECTORS.—The board of directors and the responsibilities of the board are as provided in the articles of incorporation.

(b) OFFICERS.—The officers and the election of officers are as provided in the articles of incorporation.

(c) NONDISCRIMINATION.—The requirements for holding office in the corporation may not discriminate on the basis of race, color, religion, or national origin.

§ 80506. Powers

The corporation has only the powers provided in its bylaws and articles of incorporation filed in the State in which it is incorporated.

§ 80507. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) POLITICAL ACTIVITIES.—The corporation or a director or officer as such may not contribute to, support, or participate in any political activity or in any manner attempt to influence legislation.

(c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member during the life of the charter granted by this chapter. This subsection does not prevent the payment of reasonable compensation to an officer or reimbursement for actual necessary expenses in amounts approved by the board of directors.

(d) LOANS.—The corporation may not make a loan to a director, officer, or employee.

1 **§ 80508. Duty to maintain tax-exempt status**

2 The corporation shall maintain its status as an organization exempt from
3 taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

4 **§ 80509. Records and inspection**

5 (a) RECORDS.—The corporation shall keep—

6 (1) correct and complete records of account;

7 (2) minutes of the proceedings of its members, board of directors,
8 and committees; and

9 (3) at its principal office, a record of the names and addresses of
10 its members entitled to vote.

11 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
12 the member, may inspect the records of the corporation for any proper pur-
13 pose, at any reasonable time.

14 **§ 80510. Service of process**

15 The corporation shall comply with the law on service of process of each
16 State in which it is incorporated and each State in which it carries on ac-
17 tivities.

18 **§ 80511. Liability for acts of officers and agents**

19 The corporation is liable for the acts of its officers and agents acting
20 within the scope of their authority and in accordance with the laws of the
21 States in which it carries on its activities.

22 **§ 80512. Annual report**

23 The corporation shall submit an annual report to Congress on the activi-
24 ties of the corporation during the prior calendar year. The report may not
25 be printed as a public document.

26 **CHAPTER 901—[RESERVED]**

27 **CHAPTER 1001—ITALIAN AMERICAN WAR VETERANS OF**
28 **THE UNITED STATES**

Sec.

100101. Definition.

100102. Organization.

100103. Purposes.

100104. Membership.

100105. Governing body.

100106. Powers.

100107. Restrictions.

100108. Duty to maintain tax-exempt status.

100109. Records and inspection.

100110. Service of process.

100111. Liability for acts of officers and agents.

100112. Annual report.

29 **§ 100101. Definition**

30 For purposes of this chapter, “State” includes the District of Columbia
31 and the territories and possessions of the United States.

1 **§ 100102. Organization**

2 (a) FEDERAL CHARTER.—Italian American War Veterans of the United
3 States (in this chapter, the “corporation”), a nonprofit corporation incor-
4 porated in California, Connecticut, Florida, Massachusetts, New Jersey,
5 New York, Ohio, Pennsylvania, and Rhode Island, is a federally chartered
6 corporation.

7 (b) EXPIRATION OF CHARTER.—If the corporation does not comply with
8 any provision of this chapter, the charter granted by this chapter expires.

9 **§ 100103. Purposes**

10 The purposes of the corporation are as provided in the articles of incorpo-
11 ration and include—

12 (1) giving patriotic allegiance to the United States, fidelity to the
13 Constitution and laws of the United States, and support to the security
14 of civil liberty and permanence of free institutions;

15 (2) stimulating patriotism in the minds of Americans by encouraging
16 the study of the history of the United States;

17 (3) ensuring the preservation and defense of the United States from
18 all enemies without reservation;

19 (4) preserving the memories and records of patriotic service per-
20 formed by men and women who served in the armed forces, by gather-
21 ing, collating, editing, publishing, and exhibiting the memorabilia, in-
22 formation, records, military awards, decorations, and citations of those
23 who served in the armed forces;

24 (5) promoting peace, prosperity, and good will between the peoples
25 of the United States and Italy; and

26 (6) functioning as a veterans’ and patriotic organization as author-
27 ized by the laws of each State in which it is incorporated.

28 **§ 100104. Membership**

29 A citizen of the United States who was honorably discharged from the
30 armed forces is eligible for membership in the corporation. Except as pro-
31 vided in this chapter, eligibility for membership and the rights and privileges
32 of members are as provided in the bylaws.

33 **§ 100105. Governing body**

34 (a) BOARD OF DIRECTORS.—The board of directors and the responsibil-
35 ities of the board are as provided in the articles of incorporation.

36 (b) OFFICERS.—The officers and the election of officers are as provided
37 in the articles of incorporation.

38 **§ 100106. Powers**

39 The corporation has only the powers provided in its bylaws and articles
40 of incorporation filed in each State in which it is incorporated.

1 **§ 100107. Restrictions**

2 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
3 clare or pay a dividend.

4 (b) POLITICAL ACTIVITIES.—The corporation or a director or officer as
5 such may not contribute to, support, or participate in any political activity
6 or in any manner attempt to influence legislation.

7 (c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
8 corporation may not inure to the benefit of, or be distributed to, a director,
9 officer, or member during the life of the charter granted by this chapter.
10 This subsection does not prevent the payment of reasonable compensation
11 to an officer or reimbursement for actual necessary expenses in amounts ap-
12 proved by the board of directors.

13 (d) LOANS.—The corporation may not make a loan to a director, officer,
14 or employee.

15 (e) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORITY.—The corpora-
16 tion may not claim congressional approval or the authority of the United
17 States Government for any of its activities.

18 **§ 100108. Duty to maintain tax-exempt status**

19 The corporation shall maintain its status as an organization exempt from
20 taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

21 **§ 100109. Records and inspection**

22 (a) RECORDS.—The corporation shall keep—

23 (1) correct and complete records of account;

24 (2) minutes of the proceedings of its members, board of directors,
25 and committees; and

26 (3) at its principal office, a record of the names and addresses of
27 its members entitled to vote.

28 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
29 the member, may inspect the records of the corporation for any proper pur-
30 pose, at any reasonable time.

31 **§ 100110. Service of process**

32 The corporation shall comply with the law on service of process of each
33 State in which it is incorporated and each State in which it carries on ac-
34 tivities.

35 **§ 100111. Liability for acts of officers and agents**

36 The corporation is liable for the acts of its officers and agents acting
37 within the scope of their authority.

38 **§ 100112. Annual report**

39 The corporation shall submit an annual report to Congress on the activi-
40 ties of the corporation during the prior fiscal year. The report shall be sub-

mitted at the same time as the report of the audit required by section 10101 of this title. The report may not be printed as a public document.

CHAPTER 1101—JEWISH WAR VETERANS OF THE UNITED STATES OF AMERICA, INCORPORATED

Sec.

- 110101. Definition.
- 110102. Organization.
- 110103. Purposes.
- 110104. Membership.
- 110105. Governing body.
- 110106. Powers.
- 110107. Restrictions.
- 110108. Duty to maintain corporate and tax-exempt status.
- 110109. Records and inspection.
- 110110. Service of process.
- 110111. Liability for acts of officers and agents.
- 110112. Annual report.

§ 110101. Definition

For purposes of this chapter, “State” includes the District of Columbia and the territories and possessions of the United States.

§ 110102. Organization

(a) FEDERAL CHARTER.—Jewish War Veterans of the United States of America, Incorporated (in this chapter, the “corporation”), a nonprofit corporation incorporated in New York, is a federally chartered corporation.

(b) EXPIRATION OF CHARTER.—If the corporation does not comply with any provision of this chapter, the charter granted by this chapter expires.

§ 110103. Purposes

The purposes of the corporation are as provided in its articles of incorporation and include a continuing commitment, on a national basis, to—

- (1) maintain true allegiance to the United States;
- (2) foster and perpetuate true Americanism;
- (3) combat whatever tends to impair the efficiency and permanency of our free institutions;
- (4) uphold the fair name of Jews and fight their battles wherever unjustly assailed;
- (5) encourage the doctrine of universal liberty, equal rights, and full justice to all men;
- (6) combat the powers of bigotry and darkness wherever originating and whatever the target;
- (7) preserve the spirit of comradeship by mutual helpfulness to comrades and their families;
- (8) cooperate with and support existing educational institutions and establish educational institutions;
- (9) foster the education of ex-servicemen and ex-servicewomen and members of the corporation in the ideals and principles of Americanism;

(10) instill love of country and flag;

(11) promote sound minds and bodies in members of the corporation and their youth;

(12) preserve the memories and records of patriotic service performed by the men and women of the Jewish faith and honor their memory; and

(13) shield from neglect the graves of our heroic dead.

§ 110104. Membership

Except as provided in this chapter, eligibility for membership in the corporation and the rights and privileges of members are as provided in the constitution and bylaws of the corporation.

§ 110105. Governing body

(a) BOARD OF DIRECTORS.—The board of directors and the responsibilities of the board are as provided in the articles of incorporation.

(b) OFFICERS.—The officers and the election of officers are as provided in the articles of incorporation.

§ 110106. Powers

The corporation has only the powers provided in its bylaws and articles of incorporation filed in each State in which it is incorporated.

§ 110107. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member during the life of the charter granted by this chapter. This subsection does not prevent the payment of reasonable compensation to an officer or reimbursement for actual necessary expenses in amounts approved by the board of directors.

(c) LOANS.—The corporation may not make a loan to a director, officer, or employee.

(d) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORITY.—The corporation may not claim congressional approval or the authority of the United States Government for any of its activities.

§ 110108. Duty to maintain corporate and tax-exempt status

(a) CORPORATE STATUS.—The corporation shall maintain its status as a corporation incorporated under the laws of New York.

(b) TAX-EXEMPT STATUS.—The corporation shall maintain its status as an organization exempt from taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

§ 110109. Records and inspection

(a) RECORDS.—The corporation shall keep—

- 1 (1) correct and complete records of account;
- 2 (2) minutes of the proceedings of its members, board of directors,
- 3 and committees; and
- 4 (3) at its principal office, a record of the names and addresses of
- 5 its members entitled to vote.

6 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
 7 the member, may inspect the records of the corporation for any proper pur-
 8 pose, at any reasonable time.

9 **§ 110110. Service of process**

10 The corporation shall comply with the law on service of process of each
 11 State in which it is incorporated and each State in which it carries on ac-
 12 tivities.

13 **§ 110111. Liability for acts of officers and agents**

14 The corporation is liable for the acts of its officers and agents acting
 15 within the scope of their authority.

16 **§ 110112. Annual report**

17 The corporation shall submit an annual report to Congress on the activi-
 18 ties of the corporation during the prior fiscal year. The report shall be sub-
 19 mitted at the same time as the report of the audit required by section
 20 10101 of this title. The report may not be printed as a public document.

21 **CHAPTER 1103—JEWISH WAR VETERANS, U.S.A.,**
 22 **NATIONAL MEMORIAL, INCORPORATED**

Sec.

- 110301. Organization.
- 110302. Purposes.
- 110303. Governing body.
- 110304. Powers.
- 110305. Restrictions.
- 110306. Principal office.
- 110307. Records and inspection.
- 110308. Service of process.
- 110309. Liability for acts of officers and agents.
- 110310. Distribution of assets on dissolution or final liquidation.

23 **§ 110301. Organization**

24 (a) FEDERAL CHARTER.—Jewish War Veterans, U.S.A., National Memo-
 25 rial, Incorporated (in this chapter, the “corporation”), is a federally char-
 26 tered corporation.

27 (b) PLACE OF INCORPORATION AND DOMICILE.—The corporation is de-
 28 clared to be a nonprofit corporation incorporated and domiciled in the Dis-
 29 trict of Columbia.

30 (c) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
 31 tion has perpetual existence.

32 **§ 110302. Purposes**

33 The purposes of the corporation are—

(1) to maintain and conduct a national memorial and museum dedicated to and commemorating the service and sacrifice by Americans of the Jewish faith in the armed forces of the United States during the period of war;

(2) to gather, collate, edit, publish, and exhibit memorabilia, information, records, military awards, decorations, citations, and similar items, to preserve the memories and records of patriotic service performed by men and women of the Jewish faith while in the armed forces of the United States in time of war; and

(3) to stimulate patriotism in the minds of all Americans by encouraging the study of the military and naval history of the United States.

§ 110303. Governing body

(a) BOARD OF DIRECTORS.—(1) The board of directors is the governing body of the corporation. Between meetings of the corporation, the board is responsible for the general policies and program of the corporation. The board is responsible for the control of all funds of the corporation.

(2) The number of directors, their manner of selection (including the filling of vacancies), and their term of office are as provided in the constitution and bylaws of the corporation. However, the board shall have at least 36 directors.

(b) OFFICERS.—(1) The officers of the corporation are a president, one or more vice presidents as provided in the constitution and bylaws, a secretary, and a treasurer.

(2) The manner of election, term of office, and duties of the officers are as provided in the constitution and bylaws.

§ 110304. Powers

The corporation may—

(1) adopt and amend a constitution and bylaws for the management of its property and the regulation of its affairs;

(2) adopt and alter a corporate seal;

(3) make contracts;

(4) acquire, own, lease, encumber, and transfer property as necessary or convenient to carry out the purposes of the corporation;

(5) borrow money, issue instruments of indebtedness, and secure its obligations by granting security interests in its property; and

(6) sue and be sued.

§ 110305. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) **POLITICAL ACTIVITIES.**—The corporation or a director or officer as such may not contribute to, support, or assist a political party or candidate for public office.

(c) **DISTRIBUTION OF INCOME OR ASSETS.**—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director or officer. This subsection does not prevent the payment of compensation to an officer or employee in an amount approved by the executive committee of the corporation.

(d) **LOANS.**—The corporation may not make a loan to a director, officer, or employee. Directors who vote for or assent to making a loan to a director, officer, or employee, and officers who participate in making the loan, are jointly and severally liable to the corporation for the amount of the loan until it is repaid.

§ 110306. Principal office

The principal office of the corporation shall be in the District of Columbia. However, the activities of the corporation are not confined to the District of Columbia but may be conducted throughout the States, territories, and possessions of the United States.

§ 110307. Records and inspection

(a) **RECORDS.**—The corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its members, board of directors, and committees; and

(3) at its principal office, a record of the names and addresses of its members entitled to vote.

(b) **INSPECTION.**—A member entitled to vote, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 110308. Service of process

The corporation shall have a designated agent in its headquarters in the District of Columbia to receive service of process for the corporation. Notice to or service on the agent, or mailed to the headquarters of the corporation in the District of Columbia, is notice to or service on the corporation.

§ 110309. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 110310. Distribution of assets on dissolution or final liquidation

On dissolution or final liquidation of the corporation, any assets remaining after the discharge of all liabilities shall be distributed as provided by the board of directors, but in compliance with the constitution and bylaws

of the corporation. This section does not allow assets to be distributed to an officer or employee or to inure to the benefit of a private person.

CHAPTER 1201—[RESERVED]

CHAPTER 1301—LADIES OF THE GRAND ARMY OF THE REPUBLIC

Sec.

130101. Organization.

130102. Purposes.

130103. Membership.

130104. Governing body.

130105. Powers.

130106. Exclusive right to name, seals, emblems, and badges.

130107. Restrictions.

130108. Principal office.

130109. Records and inspection.

130110. Service of process.

130111. Liability for acts of officers and agents.

130112. Annual report.

130113. Distribution of assets on dissolution or final liquidation.

§ 130101. Organization

(a) **FEDERAL CHARTER.**—Ladies of the Grand Army of the Republic (in this chapter, the “corporation”) is a federally chartered corporation.

(b) **PLACE OF INCORPORATION AND DOMICILE.**—The corporation is declared to be incorporated and domiciled in the District of Columbia.

(c) **PERPETUAL EXISTENCE.**—Except as otherwise provided, the corporation has perpetual existence.

§ 130102. Purposes

The purposes of the corporation are—

(1) to perpetuate the memory of the Grand Army of the Republic and of the men who saved the Union in 1861 to 1865;

(2) to assist in every practicable way in preserving, and making available for research, documents and records pertaining to the Grand Army of the Republic and its members;

(3) to cooperate in doing honor to all those who have served our country patriotically in any way;

(4) to teach patriotism, the duties of citizenship, the true history of our country, and the love and honor of our flag;

(5) to oppose every tendency or movement that would weaken loyalty to, destroy, or impair our constitutional Union; and

(6) to inculcate and broadly sustain the American principles of representative government, equal rights, and impartial justice for all.

§ 130103. Membership

(a) **ELIGIBILITY.**—(1) Except as provided in this chapter, eligibility for membership in the corporation and the rights, privileges, and designation of classes of members are as provided in the constitution and bylaws of the corporation.

(2) Eligibility for membership is limited to female blood relatives of an individual who—

(A) served at any time during the period April 12, 1861, through April 9, 1865, as a soldier or sailor in—

(i) the United States Army, Navy, Marine Corps, or Revenue-Cutter Service; or

(ii) a State regiment that was called into active service and was subject to orders of United States general officers during that period; and

(B) was honorably discharged from, or died in, that service.

(b) VOTING.—Each member has one vote on each matter submitted to a vote at a meeting of the members.

§ 130104. Governing body

(a) NATIONAL CONVENTION.—(1) The national convention is the supreme governing authority of the corporation.

(2) The national convention is composed of officers and elected representatives from the States and other local subdivisions of the corporation as provided in the constitution and bylaws. However, the form of government of the corporation must be representative of the membership at large and may not permit concentration of control in a limited number of members or in a self-perpetuating group not representative of the membership at large.

(3) The meetings of the national convention may be held in the District of Columbia or in any State, territory, or possession of the United States.

(b) OFFICERS.—The titles, manner of selection, term of office, and duties of the officers are as provided in the constitution and bylaws of the corporation.

§ 130105. Powers

The corporation may—

(1) adopt and amend a constitution and bylaws for the management of its property and the regulation of its affairs;

(2) adopt and alter a corporate seal;

(3) choose officers, managers, agents, and employees as the activities of the corporation require;

(4) make contracts;

(5) acquire, own, lease, encumber, and transfer property as necessary or convenient to carry out the purposes of the corporation;

(6) borrow money, issue instruments of indebtedness, and secure its obligations by granting security interests in its property;

(7) sue and be sued; and

(8) do any other act necessary and proper to carry out the purposes of the corporation.

1 **§ 130106. Exclusive right to name, seals, emblems, and**
 2 **badges**

3 The corporation and its subordinate divisions have the exclusive right to
 4 use the name “Ladies of the Grand Army of the Republic”. The corporation
 5 has the exclusive right to use and to allow others to use seals, emblems,
 6 and badges the corporation adopts.

7 **§ 130107. Restrictions**

8 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
 9 clare or pay a dividend.

10 (b) POLITICAL ACTIVITIES.—The corporation or an officer or agent as
 11 such may not contribute to a political party or candidate for public office.

12 (c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
 13 corporation may not inure to the benefit of, or be distributed to, an officer
 14 or member during the life of the corporation or on its dissolution or final
 15 liquidation. This subsection does not prevent the payment of compensation
 16 to an officer or reimbursement for actual necessary expenses in amounts ap-
 17 proved by the council of administration of the corporation.

18 (d) LOANS.—The corporation may not make a loan or advance to an offi-
 19 cer or employee. Members of the council of administration who vote for or
 20 assent to making a loan or advance to an officer or employee, and officers
 21 who participate in making the loan or advance, are jointly and severally lia-
 22 ble to the corporation for the amount of the loan or advance until it is re-
 23 paid.

24 **§ 130108. Principal office**

25 The principal office of the corporation shall be in the District of Columbia
 26 or another place decided by the corporation. However, the activities of the
 27 corporation are not confined to the place where the principal office is lo-
 28 cated but may be conducted throughout the States, territories, and posses-
 29 sions of the United States.

30 **§ 130109. Records and inspection**

31 (a) RECORDS.—The corporation shall keep—

32 (1) correct and complete records of account; and

33 (2) minutes of the proceedings of its national conventions and coun-
 34 cil of administration.

35 (b) INSPECTION.—A member, or an agent or attorney of the member,
 36 may inspect the records of the corporation for any proper purpose, at any
 37 reasonable time.

38 **§ 130110. Service of process**

39 The corporation shall have a designated agent in the District of Columbia
 40 to receive service of process for the corporation. Notice to or service on the

agent, or mailed to the business address of the agent, is notice to or service on the corporation.

§ 130111. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 130112. Annual report

Not later than March 1 of each year, the corporation shall submit a report to Congress on the activities of the corporation during the prior fiscal year. The report may consist of a report on the proceedings of the national convention. The report may not be printed as a public document.

§ 130113. Distribution of assets on dissolution or final liquidation

On dissolution or final liquidation of the corporation, any assets remaining after the discharge of all liabilities shall be distributed as provided by the council of administration, but in compliance with the constitution and bylaws of the corporation.

CHAPTER 1303—LEGION OF VALOR OF THE UNITED STATES OF AMERICA, INCORPORATED

Sec.

130301. Organization.

130302. Principles and purposes.

130303. Membership.

130304. Governing body.

130305. Powers.

130306. Restrictions.

130307. Principal office.

130308. Records and inspection.

130309. Service of process.

130310. Liability for acts of officers and agents.

130311. Distribution of assets on dissolution or final liquidation.

§ 130301. Organization

(a) FEDERAL CHARTER.—Legion of Valor of the United States of America, Incorporated (in this chapter, the “corporation”), is a federally chartered corporation.

(b) PLACE OF INCORPORATION AND DOMICILE.—The corporation is declared to be incorporated and domiciled in the District of Columbia.

(c) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

(d) REFERENCES TO ARMY AND NAVY LEGION OF VALOR OF THE UNITED STATES OF AMERICA, INCORPORATED.—Any reference to the Army and Navy Legion of Valor of the United States of America, Incorporated, is deemed to refer to the Legion of Valor of the United States of America, Incorporated.

1 **§ 130302. Principles and purposes**

2 (a) PRINCIPLES.—The principles underlying the corporation are patriotic
3 allegiance to the United States of America, fidelity to the constitution and
4 law of the United States, the security of civil liberty, and the permanence
5 of free institutions.

6 (b) PURPOSES.—The purposes of the corporation are—

7 (1) to cherish the memories of the valiant deeds in arms for which
8 the Congressional Medal of Honor, the Distinguished Service Cross, the
9 Air Force Cross, and the Navy Cross are the insignia;

10 (2) to promote true fellowship among its members;

11 (3) to advance the best interests of members of the armed forces of
12 the United States of America;

13 (4) to extend all possible relief to needy members of the corporation
14 and their widows and children; and

15 (5) to stimulate patriotism in the minds of our youth by encouraging
16 the study of the patriotic, military, and naval history of our nation.

17 **§ 130303. Membership**

18 (a) ELIGIBILITY.—An individual is eligible for active membership in the
19 corporation if the individual—

20 (1) is of good moral character; and

21 (2) has received a Congressional Medal of Honor, a Distinguished
22 Service Cross, an Air Force Cross, or a Navy Cross awarded for acts
23 of extraordinary heroism in connection with military or naval oper-
24 ations against an armed enemy, or for heroism of a specially distin-
25 guished character, as a member of any rank of the armed forces of the
26 United States or any foreign country.

27 (b) EXTENSION OF ELIGIBILITY TO PARENTS AND DESCENDANTS.—The
28 corporation may extend eligibility for membership, either active or associate,
29 to parents and lineal descendants of an individual described in subsection
30 (a) of this section on terms provided in its constitution and bylaws.

31 (c) VOTING.—Each member (except an associate member) has one vote
32 on each matter submitted to a vote at a meeting of the members.

33 **§ 130304. Governing body**

34 (a) BOARD OF DIRECTORS.—(1) The board of directors is the governing
35 body of the corporation. Between meetings of the corporation, the board is
36 responsible for the general policies and program of the corporation. The
37 board is responsible for all funds of the corporation.

38 (2) The number of directors, their manner of selection (including the fill-
39 ing of vacancies), and their term of office are as provided in the constitution
40 and bylaws of the corporation. However, the board shall have at least 10
41 directors.

(b) OFFICERS.—(1) The officers of the corporation are a commander, a senior vice commander, a junior vice commander, a chaplain, an adjutant and quartermaster, a judge advocate, an inspector, a surgeon, a historian, and any aides-de-camp provided in the constitution and bylaws.

(2) The manner of election, term of office, and duties of the officers are as provided in the constitution and bylaws.

§ 130305. Powers

The corporation may—

(1) adopt and amend a constitution and bylaws for the management of its property and the regulation of its affairs;

(2) adopt and alter a corporate seal;

(3) make contracts;

(4) acquire, own, lease, encumber, and transfer property as necessary or convenient to carry out the purposes of the corporation;

(5) borrow money, issue instruments of indebtedness, and secure its obligations by granting security interests in its property;

(6) charge and collect membership dues; and

(7) sue and be sued.

§ 130306. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) POLITICAL ACTIVITIES.—The corporation or a director or officer as such may not contribute to, support, or assist a political party or candidate for public office.

(c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member except on dissolution or final liquidation of the corporation. This subsection does not prevent the payment of compensation to an officer in an amount approved by the executive committee of the corporation.

(d) LOANS.—The corporation may not make a loan to a director, officer, or employee. Directors who vote for or assent to making a loan to a director, officer, or employee, and officers who participate in making the loan, are jointly and severally liable to the corporation for the amount of the loan until it is repaid.

§ 130307. Principal office

The principal office of the corporation shall be in Pittsburgh, Pennsylvania, or another place decided by the board of directors. However, the activities of the corporation are not confined to the place where the principal office is located but may be conducted throughout the States, territories, and possessions of the United States.

1 **§ 130308. Records and inspection**

2 (a) RECORDS.—The corporation shall keep—

3 (1) correct and complete records of account;

4 (2) minutes of the proceedings of its members, board of directors,
5 and committees; and

6 (3) at its principal office, a record of the names and addresses of
7 its members entitled to vote.

8 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
9 the member, may inspect the records of the corporation for any proper pur-
10 pose, at any reasonable time.

11 **§ 130309. Service of process**

12 The corporation shall have a designated agent in the District of Columbia
13 to receive service of process for the corporation. Notice to or service on the
14 agent, or mailed to the business address of the agent, is notice to or service
15 on the corporation.

16 **§ 130310. Liability for acts of officers and agents**

17 The corporation is liable for the acts of its officers and agents acting
18 within the scope of their authority.

19 **§ 130311. Distribution of assets on dissolution or final liq-**
20 **uidation**

21 On dissolution or final liquidation of the corporation, any assets remain-
22 ing after the discharge of all liabilities shall be distributed as provided by
23 the board of directors, but in compliance with the constitution and bylaws
24 of the corporation.

25 **CHAPTER 1305—LITTLE LEAGUE BASEBALL,**
26 **INCORPORATED**

Sec.

130501. Organization.

130502. Purposes.

130503. Membership.

130504. Governing body.

130505. Powers.

130506. Exclusive right to name and emblems.

130507. Restrictions.

130508. Principal office.

130509. Records and inspection.

130510. Statement required in audit report.

130511. Service of process.

130512. Liability for acts of officers and agents.

130513. Distribution of assets on dissolution or final liquidation.

27 **§ 130501. Organization**

28 (a) FEDERAL CHARTER.—Little League Baseball, Incorporated (in this
29 chapter, the “corporation”), is a federally chartered corporation.

30 (b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
31 tion has perpetual existence.

1 **§ 130502. Purposes**

2 The purposes of the corporation are—

3 (1) to promote, develop, supervise, and voluntarily assist in all lawful
4 ways the interest of young people who participate in Little League
5 baseball;

6 (2) to help and voluntarily assist young people in developing qualities
7 of citizenship and sportsmanship; and

8 (3) using the disciplines of the native American game of baseball, to
9 teach spirit and competitive will to win, physical fitness through indi-
10 vidual sacrifice, the values of team play, and wholesome well being
11 through healthy social association with other youngsters under proper
12 leadership.

13 **§ 130503. Membership**

14 (a) ELIGIBILITY.—Except as provided in this chapter, eligibility for mem-
15 bership in the corporation and the rights and privileges of members are as
16 provided in the constitution and bylaws of the corporation.

17 (b) VOTING.—Each member (except an honorary or associate member)
18 has one vote on each matter submitted to a vote at a meeting of the mem-
19 bers.

20 **§ 130504. Governing body**

21 (a) BOARD OF DIRECTORS.—(1) The board of directors is the governing
22 body of the corporation. Between meetings of the corporation, the board is
23 responsible for the general policies and program of the corporation. The
24 board is responsible for the control of all funds of the corporation.

25 (2) The number of directors, their manner of selection (including the fill-
26 ing of vacancies), and their term of office are as provided in the constitution
27 and bylaws of the corporation. However, the board shall have at least 13
28 directors.

29 (b) OFFICERS.—(1) The officers of the corporation are a chairman of the
30 board of directors, a president, a vice president, and a secretary-treasurer.
31 Their duties are as provided in the constitution and bylaws of the corpora-
32 tion.

33 (2) The officers shall be elected annually at the annual meeting of the
34 corporation.

35 **§ 130505. Powers**

36 The corporation may—

37 (1) adopt and amend a constitution and bylaws for the management
38 of its property and the regulation of its affairs;

39 (2) adopt and alter a corporate seal;

40 (3) adopt, alter, and display seals, emblems, and badges;

(4) choose directors, officers, trustees, managers, employees, and agents as the activities of the corporation require;

(5) make contracts;

(6) acquire, own, lease, encumber, and transfer property as necessary or convenient to carry out the purposes of the corporation;

(7) borrow money, issue instruments of indebtedness, and secure its obligations by granting security interests in its property;

(8) charge and collect membership dues and subscription fees;

(9) sue and be sued; and

(10) do any other act necessary or desirable to carry out the purposes of the corporation.

§ 130506. Exclusive right to name and emblems

The corporation has the exclusive right to use and to allow others to use the names “Little League” and “Little Leaguer” and the official Little League emblem or any colorable simulation of that emblem. This section does not affect any vested rights.

§ 130507. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) POLITICAL ACTIVITIES.—The corporation or a director, officer, or agent as such may not contribute to, support, or assist any political party or candidate for office.

(c) DISTRIBUTION OF INCOME OR ASSETS.—The income and assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member during the life of the corporation or on its dissolution or final liquidation. This subsection does not prevent the payment of reasonable compensation to an officer in an amount approved by the board of directors.

(d) LOANS.—The corporation may not make a loan to a director, officer, or employee. Directors who vote for or assent to making a loan to a director, officer, or employee, and officers who participate in making the loan, are jointly and severally liable to the corporation for the amount of the loan until it is repaid.

§ 130508. Principal office

The principal office of the corporation shall be in Williamsport, Pennsylvania, or another place decided by the board of directors. However, the activities of the corporation may be conducted throughout the world.

§ 130509. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account;

1 (2) minutes of the proceedings of its members, board of directors,
2 and committees; and

3 (3) at its principal office, a record of the names and addresses of
4 its members entitled to vote.

5 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
6 the member, may inspect the records of the corporation for any proper pur-
7 pose, at any reasonable time.

8 **§ 130510. Statement required in audit report**

9 The corporation shall include in the audit report statement required
10 under section 10101(b)(1)(B) of this title a schedule of all contracts requir-
11 ing payments greater than \$10,000 and all payments of compensation or
12 fees at a rate greater than \$10,000 a year.

13 **§ 130511. Service of process**

14 The corporation shall have a designated agent in the District of Columbia
15 to receive service of process for the corporation. Notice to or service on the
16 agent, or mailed to the business address of the agent, is notice to or service
17 on the corporation.

18 **§ 130512. Liability for acts of officers and agents**

19 The corporation is liable for the acts of its officers and agents acting
20 within the scope of their authority.

21 **§ 130513. Distribution of assets on dissolution or final liq-**
22 **uidation**

23 On dissolution or final liquidation of the corporation, any assets remain-
24 ing after the discharge of all liabilities shall be distributed as provided by
25 the board of directors, but consistent with the purposes of the corporation
26 and in compliance with the constitution and bylaws of the corporation.

27 **CHAPTER 1401—MARINE CORPS LEAGUE**

Sec.

140101. Organization.

140102. Purposes.

140103. Powers.

140104. Annual report.

28 **§ 140101. Organization**

29 (a) FEDERAL CHARTER.—Marine Corps League (in this chapter, the
30 “corporation”) is a federally chartered corporation.

31 (b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
32 tion has perpetual existence.

33 **§ 140102. Purposes**

34 The purposes of the corporation are—

35 (1) to preserve the traditions and to promote the interests of the
36 United States Marine Corps;

37 (2) to band those who, on August 4, 1937, were serving in the Unit-
38 ed States Marine Corps and those who have been honorably discharged

from that service together in fellowship that they may effectively promote the ideals of American freedom and democracy;

(3) to fit its members for the duties of citizenship and to encourage them to serve as ably as citizens as they have served the Nation under arms;

(4) to hold sacred the history and memory of the men who have given their lives to the Nation;

(5) to foster love for the principles which they have supported by blood and valor since the founding of the Republic;

(6) to maintain true allegiance to American institutions;

(7) to create a bond of comradeship between those in service and those who have returned to civil life;

(8) to aid voluntarily and to render assistance to all marines and former marines as well as to their widows and orphans; and

(9) to perpetuate the history of the United States Marine Corps and by fitting acts to observe the anniversaries of historical occasions of peculiar interest to marines.

§ 140103. Powers

The corporation may—

(1) adopt and amend bylaws;

(2) adopt and alter a corporate seal;

(3) appoint or elect officers and agents;

(4) choose a board of trustees, consisting of at least 5 but not more than 15 individuals, to conduct the business and exercise the powers of the corporation;

(5) establish and maintain offices to conduct its activities;

(6) acquire, own, lease, encumber, and transfer property as necessary or appropriate to carry out the purposes of the corporation;

(7) charge and collect membership dues and receive contributions of money or property to be devoted to carrying out the purposes of the corporation;

(8) sue and be sued; and

(9) do any other act necessary or appropriate to carry out the purposes of the corporation.

§ 140104. Annual report

Not later than December 1 of each year, the corporation shall submit a report to Congress on the activities of the corporation during the prior calendar year. The report may not be printed as a public document.

CHAPTER 1403—THE MILITARY CHAPLAINS ASSOCIATION OF THE UNITED STATES OF AMERICA

Sec.
140301. Organization.

140302. Purposes.
 140303. Powers.
 140304. Exclusive right to name.
 140305. Annual report.

§ 140301. Organization

(a) FEDERAL CHARTER.—The Military Chaplains Association of the United States of America (in this chapter, the “corporation”) is a federally chartered corporation.

(b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

§ 140302. Purposes

The purposes of the corporation are—

- (1) to safeguard and strengthen the forces of faith and morality of our Nation;
- (2) to perpetuate and deepen the bonds of understanding and friendship of our military service;
- (3) to preserve our spiritual influence and interest in all members and veterans of the armed forces;
- (4) to uphold the Constitution of the United States; and
- (5) to promote justice, peace, and good will.

§ 140303. Powers

The corporation may—

- (1) make its own organization, including its constitution, bylaws, and regulations;
- (2) adopt and alter a corporate seal;
- (3) establish and maintain offices to conduct its activities;
- (4) appoint or elect officers and agents;
- (5) authorize the executive committee to conduct the business and exercise the powers of the corporation;
- (6) acquire, own, lease, encumber, and transfer property as necessary or appropriate to carry out the purposes of the corporation;
- (7) publish a magazine and other publications;
- (8) charge and collect membership dues and subscription fees;
- (9) sue and be sued; and
- (10) do any other act necessary or appropriate to carry out the purposes of the corporation.

§ 140304. Exclusive right to name

The corporation and its area, State, and local chapters have the exclusive right to use the name “The Military Chaplains Association of the United States of America”.

1 **§ 140305. Annual report**

2 Not later than September 1 of each year, the corporation shall submit
3 a report to Congress on the activities of the corporation during the prior
4 calendar year. The report may not be printed as a public document.

5 **CHAPTER 1405—MILITARY ORDER OF THE PURPLE**
6 **HEART OF THE UNITED STATES OF AMERICA, INCOR-**
7 **PORATED**

Sec.

- 140501. Organization.
- 140502. Principles and purposes.
- 140503. Membership.
- 140504. Governing body.
- 140505. Powers.
- 140506. Restrictions.
- 140507. Principal office.
- 140508. Records and inspection.
- 140509. Liability for acts of officers and agents.
- 140510. Service of process.
- 140511. Distribution of assets on dissolution or final liquidation.

8 **§ 140501. Organization**

9 (a) FEDERAL CHARTER.—Military Order of the Purple Heart of the
10 United States of America, Incorporated (in this chapter, the “corporation”),
11 is a federally chartered corporation.

12 (b) PLACE OF INCORPORATION AND DOMICILE.—The corporation is de-
13 clared to be incorporated and domiciled in the District of Columbia.

14 (c) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
15 tion has perpetual existence.

16 **§ 140502. Principles and purposes**

17 (a) PRINCIPLES.—The principles underlying the corporation are patriotic
18 allegiance to the United States, fidelity to the Constitution and laws of the
19 United States, the security of civil liberty, and the permanence of free insti-
20 tutions.

21 (b) PURPOSES.—The purposes of the corporation are educational, frater-
22 nal, historical, and patriotic, perpetuating the principles of liberty and jus-
23 tice which have created the United States, by—

24 (1) commemorating all national patriotic holidays;

25 (2) maintaining true allegiance to the Government of the United
26 States and fidelity to its Constitution and laws;

27 (3) preserving and strengthening comradeship and patriotism among
28 its members;

29 (4) assisting, comforting, and aiding all needy and distressed mem-
30 bers and their dependents;

31 (5) giving needed hospital and service work through its Department
32 of Veterans Affairs certified service officers;

(6) cooperating with other civic and patriotic organizations having worthy objectives;

(7) keeping alive the achievements and memory of our country's founders;

(8) ever cherishing the memory of General George Washington, who founded the Purple Heart at his headquarters at Newburgh-on-the-Hudson on August 7, 1782;

(9) influencing and teaching our citizenry, in a loyal appreciation of the heritages of American citizenship, with its responsibilities and privileges; and

(10) preserving and defending the United States from all enemies.

§ 140503. Membership

(a) ACTIVE MEMBERS.—An individual is eligible for active membership in the corporation if the individual—

(1) is of good moral character; and

(2) has received the Purple Heart for wounds received as a member, of any rank, of the armed forces of the United States or any foreign country during military or naval combat against an armed enemy of the United States.

(b) ASSOCIATE MEMBERS.—The corporation may extend eligibility for membership as associate members to parents and lineal descendants of an individual described in subsection (a) of this section on terms provided in its constitution and bylaws.

(c) VOTING.—Each member described in subsection (a) of this section has one vote on each matter submitted to a vote at a meeting of the members.

§ 140504. Governing body

(a) BOARD OF DIRECTORS.—(1) The board of directors is the governing body of the corporation. Between meetings of the corporation, the board is responsible for the general policies and program of the corporation. The board is responsible for all funds of the corporation.

(2) The number of directors, their manner of selection (including the filling of vacancies), and their term of office are as provided in the constitution and bylaws of the corporation. However, the board shall have at least 18 directors.

(b) OFFICERS.—(1) The officers of the corporation are a commander, a senior vice commander, a chaplain, an adjutant, a finance officer, a judge advocate, an inspector, a surgeon, a historian, and other elected officers as provided in the constitution and bylaws.

(2) The manner of election, term of office, and duties of the officers are as provided in the constitution and bylaws.

1 **§ 140505. Powers**

2 The corporation may—

- 3 (1) adopt and amend a constitution and bylaws for the management
4 of its property and the regulation of its affairs;
5 (2) adopt and alter a corporate seal;
6 (3) make contracts;
7 (4) acquire, own, lease, encumber, and transfer property as necessary
8 or convenient to carry out the purposes of the corporation;
9 (5) borrow money, issue instruments of indebtedness, and secure its
10 obligations by granting security interests in its property;
11 (6) charge and collect membership dues; and
12 (7) sue and be sued.

13 **§ 140506. Restrictions**

14 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
15 clare or pay a dividend.

16 (b) POLITICAL ACTIVITIES.—The corporation or a director or officer as
17 such may not contribute to, support, or assist a political party or candidate
18 for public office.

19 (c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
20 corporation may not inure to the benefit of, or be distributed to, a director,
21 officer, or member except on dissolution or final liquidation of the corpora-
22 tion. This subsection does not prevent the payment of compensation to an
23 officer in an amount approved by the executive committee of the corpora-
24 tion.

25 (d) LOANS.—The corporation may not make a loan to a director, officer,
26 or employee. Directors who vote for or assent to making a loan to a direc-
27 tor, officer, or employee, and officers who participate in making the loan,
28 are jointly and severally liable to the corporation for the amount of the loan
29 until it is repaid.

30 **§ 140507. Principal office**

31 The principal office of the corporation shall be in the District of Columbia
32 or another place decided by the national executive board. However, the ac-
33 tivities of the corporation are not confined to the place where the principal
34 office is located but may be conducted throughout the States, territories,
35 and possessions of the United States.

36 **§ 140508. Records and inspection**

37 (a) RECORDS.—The corporation shall keep—

- 38 (1) correct and complete records of account;
39 (2) minutes of the proceedings of its members, board of directors,
40 and committees; and

1 (3) at its principal office, a record of the names and addresses of
2 its members entitled to vote.

3 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
4 the member, may inspect the records of the corporation for any proper pur-
5 pose, at any reasonable time.

6 **§ 140509. Liability for acts of officers and agents**

7 The corporation is liable for the acts of its officers and agents acting
8 within the scope of their authority.

9 **§ 140510. Service of process**

10 The corporation shall have a designated agent in the District of Columbia
11 to receive service of process for the corporation. Notice to or service on the
12 agent, or mailed to the business address of the agent, is notice to or service
13 on the corporation.

14 **§ 140511. Distribution of assets on dissolution or final liq-
15 uidation**

16 On dissolution or final liquidation of the corporation, any assets remain-
17 ing after the discharge of all liabilities shall be distributed as provided by
18 the board of directors, but in compliance with the constitution and bylaws
19 of the corporation.

20 **CHAPTER 1407—MILITARY ORDER OF THE WORLD WARS**

Sec.

- 140701. Definition.
- 140702. Organization.
- 140703. Purposes.
- 140704. Membership.
- 140705. Governing body.
- 140706. Powers.
- 140707. Restrictions.
- 140708. Duty to maintain tax-exempt status.
- 140709. Records and inspection.
- 140710. Service of process.
- 140711. Liability for acts of officers and agents.
- 140712. Annual report.

21 **§ 140701. Definition**

22 For purposes of this chapter, “State” includes the District of Columbia
23 and the territories and possessions of the United States.

24 **§ 140702. Organization**

25 (a) FEDERAL CHARTER.—Military Order of the World Wars (in this
26 chapter, the “corporation”), a nonprofit corporation incorporated in the Dis-
27 trict of Columbia, is a federally chartered corporation.

28 (b) EXPIRATION OF CHARTER.—The charter granted by this chapter ex-
29 pires if the corporation fails to comply with any provision of—

- 30 (1) its bylaws or articles of incorporation;
- 31 (2) this chapter; or
- 32 (3) the laws of the District of Columbia that apply to corporations
- 33 such as the corporation recognized under this chapter.

1 **§ 140703. Purposes**

2 The purposes of the corporation are as provided in the articles of incorpo-
3 ration and bylaws and include—

4 (1) promoting military service associations;

5 (2) promoting patriotic education and military, naval, and air
6 science;

7 (3) defending the honor and integrity of the United States Govern-
8 ment and the Constitution;

9 (4) fostering fraternal relations among all branches of the armed
10 forces;

11 (5) encouraging the adoption of a suitable policy of national security;

12 and

13 (6) encouraging the commemoration of military service and the es-
14 tablishment of war memorials.

15 **§ 140704. Membership**

16 (a) ELIGIBILITY.—Except as provided in this chapter, eligibility for mem-
17 bership in the corporation and the rights and privileges of members are as
18 provided in the articles of incorporation and bylaws.

19 (b) NONDISCRIMINATION.—The terms of membership may not discrimi-
20 nate on the basis of race, color, religion, sex, disability, age, or national ori-
21 gin.

22 **§ 140705. Governing body**

23 (a) BOARD OF DIRECTORS.—The board of directors and the responsibil-
24 ities of the board are as provided in the articles of incorporation.

25 (b) OFFICERS.—The officers and the election of officers are as provided
26 in the articles of incorporation.

27 (c) NONDISCRIMINATION.—The requirements for serving as a director or
28 officer may not discriminate on the basis of race, color, religion, sex, disabil-
29 ity, age, or national origin.

30 **§ 140706. Powers**

31 The corporation has only the powers provided in its bylaws and articles
32 of incorporation filed in the State in which it is incorporated.

33 **§ 140707. Restrictions**

34 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
35 clare or pay a dividend.

36 (b) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
37 corporation may not inure to the benefit of, or be distributed to, a director,
38 officer, or member during the life of the charter granted by this chapter.
39 This subsection does not prevent the payment of reasonable compensation
40 to an officer or reimbursement for actual necessary expenses in amounts ap-
41 proved by the board of directors.

1 (c) LOANS.—The corporation may not make a loan to a director, officer,
2 or employee.

3 (d) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORIZATION.—The
4 corporation may not claim congressional approval or the authority of the
5 United States Government for any of its activities.

6 **§ 140708. Duty to maintain tax-exempt status**

7 The corporation shall maintain its status as an organization exempt from
8 taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

9 **§ 140709. Records and inspection**

10 (a) RECORDS.—The corporation shall keep—

11 (1) correct and complete records of account;

12 (2) minutes of the proceedings of its members, board of directors,
13 and committees; and

14 (3) at its principal office, a record of the names and addresses of
15 its members entitled to vote.

16 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
17 the member, may inspect the records of the corporation for any proper pur-
18 pose, at any reasonable time.

19 **§ 140710. Service of process**

20 The corporation shall comply with the law on service of process of each
21 State in which it is incorporated and each State in which it carries on ac-
22 tivities.

23 **§ 140711. Liability for acts of officers and agents**

24 The corporation is liable for the acts of its officers and agents acting
25 within the scope of their authority.

26 **§ 140712. Annual report**

27 The corporation shall submit an annual report to Congress on the activi-
28 ties of the corporation during the prior fiscal year. The report shall be sub-
29 mitted at the same time as the report of the audit required by section
30 10101 of this title. The report may not be printed as a public document.

31 **CHAPTER 1501—NATIONAL ACADEMY OF PUBLIC**
32 **ADMINISTRATION**

Sec.

150101. Definition.

150102. Organization.

150103. Purposes.

150104. Services to United States Government.

150105. Membership.

150106. Governing body.

150107. Powers.

150108. Restrictions.

150109. Duty to maintain corporate and tax-exempt status.

150110. Records and inspection.

150111. Service of process.

150112. Liability for acts of officers and agents.

150113. Annual report.

1 **§ 150101. Definition**

2 For purposes of this chapter, “State” includes the District of Columbia
3 and the territories and possessions of the United States.

4 **§ 150102. Organization**

5 (a) FEDERAL CHARTER.—National Academy of Public Administration (in
6 this chapter, the “corporation”), incorporated in the District of Columbia,
7 is a federally chartered corporation.

8 (b) EXPIRATION OF CHARTER.—If the corporation does not comply with
9 any provision of this chapter, the charter granted by this chapter expires.

10 **§ 150103. Purposes**

11 The purposes of the corporation are as provided in the articles of incorpo-
12 ration and include—

13 (1) evaluating the structure, administration, operation, and program
14 performance of Federal and other governments and government agen-
15 cies, anticipating, identifying, and analyzing significant problems, and
16 suggesting timely corrective action;

17 (2) foreseeing and examining critical emerging issues in governance,
18 and formulating practical approaches to their resolution;

19 (3) assessing the effectiveness, structure, administration, and impli-
20 cations for governance of present or proposed public programs, policies,
21 and processes, and recommending specific changes;

22 (4) advising on the relationship of Federal, State, regional, and local
23 governments, and increasing public officials’, citizens’, and scholars’
24 understanding of requirements and opportunities for sound governance
25 and how these can be effectively met; and

26 (5) demonstrating by the conduct of its affairs a commitment to the
27 highest professional standards of ethics and scholarship.

28 **§ 150104. Services to United States Government**

29 On request of the United States Government, the corporation shall inves-
30 tigate, examine, experiment, and report on a subject of government. The ac-
31 tual expense of the investigation, examination, experimentation, and report
32 shall be paid by the Government from appropriations available for that pur-
33 pose.

34 **§ 150105. Membership**

35 Eligibility for membership in the corporation and the rights and privileges
36 of members are as provided in the bylaws.

37 **§ 150106. Governing body**

38 (a) BOARD OF DIRECTORS.—The board of directors and the responsibil-
39 ities of the board are as provided in the articles of incorporation.

40 (b) OFFICERS.—The officers and the election of officers are as provided
41 in the articles of incorporation.

1 **§ 150107. Powers**

2 The corporation has only the powers provided in its bylaws and articles
3 of incorporation filed in each State in which it is incorporated.

4 **§ 150108. Restrictions**

5 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
6 clare or pay a dividend.

7 (b) POLITICAL ACTIVITIES.—The corporation or a director or officer as
8 such may not contribute to, support, or participate in any political activity
9 or in any manner attempt to influence legislation.

10 (c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
11 corporation may not inure to the benefit of, or be distributed to, a director,
12 officer, or member during the life of the charter granted by this chapter.
13 This subsection does not prevent the payment of reasonable compensation
14 to an officer or member in an amount approved by the board of directors.

15 (d) LOANS.—The corporation may not make a loan to a director, officer,
16 or employee.

17 (e) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORIZATION.—Except
18 by agreement, the corporation may not claim congressional approval or the
19 authority of the United States Government for any of its activities.

20 **§ 150109. Duty to maintain corporate and tax-exempt status**

21 (a) CORPORATE STATUS.—The corporation shall maintain its status as a
22 corporation incorporated under the laws of the District of Columbia.

23 (b) TAX-EXEMPT STATUS.—The corporation shall maintain its status as
24 an organization exempt from taxation under the Internal Revenue Code of
25 1986 (26 U.S.C. 1 et seq.).

26 **§ 150110. Records and inspection**

27 (a) RECORDS.—The corporation shall keep—

28 (1) correct and complete records of account;

29 (2) minutes of the proceedings of its members, board of directors,
30 and committees; and

31 (3) at its principal office, a record of the names and addresses of
32 its members entitled to vote.

33 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
34 the member, may inspect the records of the corporation for any proper pur-
35 pose, at any reasonable time.

36 **§ 150111. Service of process**

37 The corporation shall comply with the law on service of process of each
38 State in which it is incorporated and each State in which it carries on ac-
39 tivities.

§ 150112. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 150113. Annual report

The corporation shall submit an annual report to Congress on the activities of the corporation during the prior fiscal year. The report shall be submitted at the same time as the report of the audit required by section 10101 of this title. The report may not be printed as a public document.

CHAPTER 1503—NATIONAL ACADEMY OF SCIENCES

Sec.

150301. Federal charter.

150302. Powers.

150303. Services to United States Government.

150304. Annual meeting.

§ 150301. Federal charter

National Academy of Sciences (in this chapter, the “corporation”) is a federally chartered corporation.

§ 150302. Powers

(a) GENERAL.—The corporation may—

(1) make its own organization, including adopting a constitution, by-laws, and regulations;

(2) provide for the election of domestic and foreign members, their division into classes, and other matters needful or usual in such an institution;

(3) fill vacancies; and

(4) report its actions under this subsection to Congress.

(b) PROPERTY.—(1) The corporation may—

(A) receive property by devise, bequest, donation, or otherwise;

(B) hold the property absolutely or in trust;

(C) manage and invest the property as provided in the constitution of the corporation; and

(D) use the property and income from the property to carry out the purposes of the corporation, subject to instructions of donors.

(2) Congress at any time may limit the amount of real estate the corporation may acquire and the amount of time it may be held.

§ 150303. Services to United States Government

On request of the United States Government, the corporation shall investigate, examine, experiment, and report on a subject of science or art. The corporation may not receive compensation for services to the Government, but the actual expense of the investigation, examination, experimentation, and report shall be paid by the Government from an appropriation for that purpose.

1 **§ 150304. Annual meeting**

2 The corporation shall hold an annual meeting at a place designated by
3 the corporation.

4 **CHAPTER 1505—NATIONAL CONFERENCE OF STATE**
5 **SOCIETIES, WASHINGTON, DISTRICT OF COLUMBIA**

Sec.

150501. Definition.

150502. Organization.

150503. Purposes.

150504. Membership.

150505. Governing body.

150506. Powers.

150507. Exclusive right to name, seals, emblems, and badges.

150508. Restrictions.

150509. Headquarters and principal office.

150510. Records and inspection.

150511. Service of process.

150512. Liability for acts of officers and agents.

150513. Distribution of assets on dissolution or final liquidation.

6 **§ 150501. Definition**

7 For purposes of this chapter, “State” includes the District of Columbia.

8 **§ 150502. Organization**

9 (a) FEDERAL CHARTER.—National Conference of State Societies, Wash-
10 ington, District of Columbia (in this chapter, the “corporation”), is a feder-
11 ally chartered corporation.

12 (b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
13 tion has perpetual existence.

14 **§ 150503. Purposes**

15 The purposes of the corporation are—

16 (1) to promote friendly and cooperative relations between the State
17 and territorial societies in the District of Columbia;

18 (2) to foster, participate in, and encourage educational, cultural,
19 charitable, civic, and patriotic programs and activities in the District
20 of Columbia and surrounding communities; and

21 (3) to act as contact agent with States for carrying out State and
22 national programs.

23 **§ 150504. Membership**

24 The membership of the corporation consists of the members of the State
25 and territorial societies in the District of Columbia. Except as provided in
26 this chapter, eligibility for membership in the corporation and the rights and
27 privileges of members are as provided in the bylaws and regulations of the
28 corporation.

29 **§ 150505. Governing body**

30 (a) BOARD OF REPRESENTATIVES.—(1) The board of representatives is
31 the governing body of the corporation. The board shall exercise the powers
32 granted to the corporation.

(2) The board consists of one representative from each State society and territorial society in the District of Columbia. Each member of the board has one vote.

(b) OFFICERS.—(1) The officers of the corporation are a president, a first vice president, a second vice president, a secretary, an assistant secretary, a treasurer, an assistant treasurer, a historian, and other officers designated by the board.

(2) The officers shall be elected by the board at an annual meeting and serve for a term of one year.

§ 150506. Powers

The corporation has the powers provided in its bylaws and articles of incorporation filed in the State in which it is incorporated, including the power to—

(1) adopt bylaws and regulations for the management of its property and the regulation of its affairs;

(2) adopt and alter a corporate seal;

(3) adopt emblems and badges;

(4) choose officers, managers, and agents as the activities of the corporation require;

(5) make contracts;

(6) acquire, own, lease, encumber, and transfer property as necessary to carry out the purposes of the corporation;

(7) borrow money, issue instruments of indebtedness, and secure its obligations by granting security interests in its property;

(8) publish a magazine, newspaper, and other publications consistent with the purposes of the corporation;

(9) sue and be sued; and

(10) do any other act necessary and proper to carry out the purposes of the corporation.

§ 150507. Exclusive right to name, seals, emblems, and badges

The corporation has the exclusive right to use the name “National Conference of State Societies, Washington, District of Columbia” and seals, emblems, and badges the corporation adopts.

§ 150508. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) POLITICAL ACTIVITIES.—The corporation or an officer or member as such may not contribute to, support, or assist a political party or candidate for elective public office. The corporation may not carry on propaganda.

(c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, an officer or member except on dissolution or final liquidation of the corporation.

(d) LOANS.—The corporation may not make a loan or advance to an officer or member of the board of representatives. Officers and members of the board who vote for or assent to making a loan or advance to an officer or member of the board, and officers or members of the board who participate in making the loan or advance, are jointly and severally liable to the corporation for the amount of the loan or advance until it is repaid.

§ 150509. Headquarters and principal office

The headquarters and principal offices of the corporation shall be in the District of Columbia. However, the activities of the corporation are not confined to the District of Columbia but may be conducted throughout the States, territories, and possessions of the United States.

§ 150510. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its members, board of representatives, and committees; and

(3) at its principal office, a record of the names and addresses of its members entitled to vote.

(b) INSPECTION.—A member entitled to vote, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 150511. Service of process

(a) DISTRICT OF COLUMBIA.—The corporation shall have a designated agent in the District of Columbia to receive service of process for the corporation. Designation of the agent shall be filed in the office of the clerk of the United States District Court for the District of Columbia. Notice to or service on the agent, or mailed to the address of the agent, is notice to or service on the corporation.

(b) STATES.—As a condition to the exercise in any State of any power or privilege granted by this chapter, the corporation shall file, with secretary of state or other designated official of that State, the name and address of an agent in that State on whom legal process or demands against the corporation may be served.

§ 150512. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

1 **§ 150513. Distribution of assets on dissolution or final liq-**
 2 **uidation**

3 On dissolution or final liquidation of the corporation, any assets remain-
 4 ing after the discharge of all liabilities shall be divided equally among the
 5 State and territorial societies in the District of Columbia.

6 **CHAPTER 1507—NATIONAL CONFERENCE ON**
 7 **CITIZENSHIP**

Sec.

- 150701. Organization.
- 150702. Purposes.
- 150703. Membership.
- 150704. National officers.
- 150705. Board of directors.
- 150706. Powers.
- 150707. Exclusive right to name, seals, emblems, and badges.
- 150708. Restrictions.
- 150709. Headquarters and principal office.
- 150710. Records and inspection.
- 150711. Service of process.
- 150712. Liability for acts of officers and agents.
- 150713. Distribution of assets on dissolution or final liquidation.

8 **§ 150701. Organization**

9 (a) FEDERAL CHARTER.—National Conference on Citizenship (in this
 10 chapter, the “corporation”) is a federally chartered corporation.

11 (b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
 12 tion has perpetual existence.

13 **§ 150702. Purposes**

14 The purposes of the corporation are—

- 15 (1) to hold an annual national conference on citizenship on or about
 16 “Citizenship Day”, September 17;
- 17 (2) to assist in the development of more dynamic procedures for
 18 making citizenship more effective, including the promotion and encour-
 19 agement of local, State, and regional citizenship conferences; and
- 20 (3) to indicate the ways and means by which various organizations
 21 may contribute concretely to the development of a more active, alert,
 22 enlightened, conscientious, and progressive citizenry in our country.

23 **§ 150703. Membership**

24 (a) ELIGIBILITY.—Membership in the corporation is confined to agencies
 25 and organizations. Except as provided in this chapter, the rights and privi-
 26 leges of members are as provided in the bylaws.

27 (b) VOTING.—Each agency or organization sending delegates to, and par-
 28 ticipating in, the annual national conference on citizenship has one vote in
 29 the conduct of the business of the conference.

30 **§ 150704. National officers**

31 (a) NATIONAL OFFICERS.—The national officers of the corporation are
 32 a president, a first vice president, a second vice president, a third vice presi-

dent, a secretary, and a treasurer. The president is chairman of the board of directors and of the executive committee described in section 150705(d) of this title.

(b) ELECTION.—The national officers are elected biennially from among the officers and members of the member agencies and organizations participating in the annual national conference on citizenship, by a majority vote of the agencies and organizations sending delegates to, and participating in, the conference.

§ 150705. Board of directors

(a) GENERAL.—The board of directors is the governing body of the corporation. The board shall exercise the powers granted to the corporation.

(b) NUMBER AND ELECTION.—The number of directors and their term of office are as provided in the bylaws, except that the board shall have at least 10 members (including ex officio members). The directors are elected from among the officers and members of the member agencies and organizations participating in the annual national conference on citizenship, by a majority vote of the agencies and organizations sending delegates to, and participating in, the conference.

(c) MEETINGS.—The board shall hold an annual meeting at a time and place as may be provided in the bylaws. The annual report of the board shall be presented at the annual meeting. Special meetings of the board may be called as provided in the bylaws.

(d) EXECUTIVE COMMITTEE.—The board shall designate 3 of its own members, who together with the president and the 3 vice presidents constitute the executive committee. When the board is not in session, the executive committee has the powers of the board subject to its direction and has the power to authorize the seal of the corporation to be affixed to all papers that may require it.

(e) EXECUTIVE DIRECTOR AND PROFESSIONAL STAFF.—The executive committee shall select an executive director for the corporation, who shall have the qualifications and terms of employment decided by the committee. The executive director shall nominate other professional staff members, who must be approved by the executive committee.

§ 150706. Powers

The corporation may—

- (1) adopt and amend bylaws and regulations for the management of its property and the regulation of its affairs, including the establishment and maintenance of local and State conferences on citizenship;
- (2) adopt and alter a corporate seal;
- (3) adopt emblems and badges;

(4) choose officers, managers, employees, and agents as the activities of the corporation require;

(5) make contracts;

(6) acquire, own, lease, encumber, and transfer property as necessary to carry out the purposes of the corporation;

(7) borrow money, issue instruments of indebtedness, and secure its obligations by granting security interests in its property;

(8) use corporate funds to give prizes or awards to citizens for outstanding contributions toward the achievement of the purposes of the corporation;

(9) publish a magazine and other publications consistent with the purposes of the corporation;

(10) sue and be sued; and

(11) do any other act necessary and proper to carry out the purposes of the corporation.

§ 150707. Exclusive right to name, seals, emblems, and badges

The corporation has the exclusive right to use the name “National Conference on Citizenship” and seals, emblems, and badges the corporation adopts.

§ 150708. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) POLITICAL ACTIVITIES.—The corporation or a director, officer, or member as such may not contribute to, support, or assist a political party or candidate for elective public office, or advocate, sponsor, or promote legislation in the Congress of the United States or in the legislature of a State.

(c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member except on dissolution or final liquidation of the corporation. This subsection does not prevent the executive committee from adopting terms of employment of the executive director as provided in section 150705(e) of this title.

(d) LOANS.—The corporation may not make a loan to a director, officer, or employee. Directors who vote for or assent to making a loan to a director, officer, or employee, and officers who participate in making the loan, are jointly and severally liable to the corporation for the amount of the loan until it is repaid.

§ 150709. Headquarters and principal office

The headquarters and principal offices of the corporation shall be in the District of Columbia, Maryland, or Virginia. However, the activities of the

corporation are not confined to the District of Columbia, Maryland, and Virginia but may be conducted throughout the States, territories, and possessions of the United States.

§ 150710. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its annual national conference, board of directors, and committees; and

(3) at its principal office, a record of the names and addresses of its members entitled to vote.

(b) INSPECTION.—A member entitled to vote, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 150711. Service of process

The corporation shall have a designated agent in the District of Columbia to receive service of process for the corporation. Designation of the agent shall be filed in the office of the clerk of the United States District Court for the District of Columbia. Notice to or service on the agent, or mailed to the business address of the agent, is notice to or service on the corporation.

§ 150712. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 150713. Distribution of assets on dissolution or final liquidation

On dissolution or final liquidation of the corporation, any assets remaining after the discharge of all liabilities shall be transferred by the board of directors to a recognized agency or agencies engaged in the furtherance and advancement of citizenship.

**CHAPTER 1509—NATIONAL COUNCIL ON RADIATION
PROTECTION AND MEASUREMENTS**

Sec.

150901. Organization.

150902. Purposes.

150903. Membership.

150904. Governing body.

150905. Powers.

150906. Restrictions.

150907. Principal office.

150908. Records and inspection.

150909. Statement required in audit report.

150910. Service of process.

150911. Liability for acts of officers and agents.

150912. Distribution of assets on dissolution or final liquidation.

1 **§ 150901. Organization**

2 (a) FEDERAL CHARTER.—National Council on Radiation Protection and
3 Measurements (in this chapter, the “corporation”) is a federally chartered
4 corporation.

5 (b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
6 tion has perpetual existence.

7 **§ 150902. Purposes**

8 The purposes of the corporation are—

9 (1) to collect, analyze, develop, and disseminate in the public interest
10 information and recommendations about—

11 (A) protection against radiation; and

12 (B) radiation measurements, quantities, and units, particularly
13 those concerned with protection against radiation;

14 (2) to provide a means by which organizations concerned with the
15 scientific and related aspects of protection against radiation and of ra-
16 diation quantities, units, and measurements may cooperate for effective
17 use of their combined resources, and to stimulate the work of those or-
18 ganizations;

19 (3) to develop basic concepts about—

20 (A) radiation quantities, units, and measurements;

21 (B) the application of those concepts; and

22 (C) protection against radiation; and

23 (4) to cooperate with the International Commission on Radiological
24 Protection, the Federal Radiation Council, the International Commis-
25 sion on Radiological Units and Measurements, and other national and
26 international organizations, governmental and private, concerned with
27 radiation quantities, units, and measurements and with protection
28 against radiation.

29 **§ 150903. Membership**

30 (a) ELIGIBILITY.—Except as provided in this chapter, eligibility for mem-
31 bership in the corporation and the rights and privileges of members are as
32 provided in the bylaws.

33 (b) VOTING.—Each member (except an honorary or associate member)
34 has one vote on each matter submitted to a vote at a meeting of the mem-
35 bers.

36 **§ 150904. Governing body**

37 (a) BOARD OF DIRECTORS.—(1) The board of directors is the governing
38 body of the corporation. Between meetings of the corporation, the board is
39 responsible for the general policies and program of the corporation. The
40 board is responsible for the control of all funds of the corporation.

(2) The selection of directors and their term of office are as provided in the bylaws.

(b) OFFICERS.—(1) The officers of the corporation are a president, one or more vice presidents, a secretary, a treasurer, and other officers as provided in the bylaws. Their duties are as provided in the bylaws.

(2) The officers shall be elected at the annual meeting of the corporation.

§ 150905. Powers

The corporation may—

(1) adopt and amend bylaws for the management of its property and the regulation of its affairs;

(2) adopt and alter a corporate seal;

(3) choose directors, officers, trustees, managers, employees, and agents as the activities of the corporation require;

(4) make contracts;

(5) acquire, own, lease, encumber, and transfer property as necessary to carry out the purposes of the corporation;

(6) borrow money, issue instruments of indebtedness, and secure its obligations by granting security interests in its property;

(7) sue and be sued; and

(8) do any other act necessary and proper to carry out the purposes of the corporation.

§ 150906. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) POLITICAL ACTIVITIES.—The corporation or a director, officer, or agent as such may not contribute to, support, or assist a political party or candidate for office.

(c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member during the life of the corporation or on its dissolution or final liquidation. This subsection does not prevent the payment of reasonable compensation to an officer in an amount approved by the board of directors.

(d) LOANS.—The corporation may not make a loan to a director, officer, or employee. Directors who vote for or assent to making a loan to a director, officer, or employee, and officers who participate in making the loan, are jointly and severally liable to the corporation for the amount of the loan until it is repaid.

1 **§ 150907. Principal office**

2 The principal office of the corporation shall be in the District of Columbia
3 or another place decided by the board of directors. However, the activities
4 of the corporation may be conducted throughout the world.

5 **§ 150908. Records and inspection**

6 (a) RECORDS.—The corporation shall keep—

7 (1) correct and complete records of account;

8 (2) minutes of the proceedings of its members, board of directors,
9 and committees; and

10 (3) at its principal office, a record of the names and addresses of
11 its members entitled to vote.

12 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
13 the member, may inspect the records of the corporation for any proper pur-
14 pose, at any reasonable time.

15 **§ 150909. Statement required in audit report**

16 The corporation shall include in the audit report statement required
17 under section 10101(b)(1)(B) of this title a schedule of all contracts requir-
18 ing payments greater than \$10,000 and all payments of compensation or
19 fees at a rate greater than \$10,000 a year.

20 **§ 150910. Service of process**

21 The corporation shall have a designated agent in the District of Columbia
22 to receive service of process for the corporation. Notice to or service on the
23 agent, or mailed to the business address of the agent, is notice to or service
24 on the corporation.

25 **§ 150911. Liability for acts of officers and agents**

26 The corporation is liable for the acts of its officers and agents acting
27 within the scope of their authority.

28 **§ 150912. Distribution of assets on dissolution or final liq-**
29 **uidation**

30 On dissolution or final liquidation of the corporation, any assets remain-
31 ing after the discharge of all liabilities shall be distributed as provided by
32 the board of directors, but consistent with the purposes of the corporation
33 and in compliance with the bylaws.

34 **CHAPTER 1511—NATIONAL EDUCATION ASSOCIATION**
35 **OF THE UNITED STATES**

Sec.

151101. Organization.

151102. Purposes.

151103. Membership.

151104. Governing body.

151105. Powers.

151106. Tax exemption.

151107. Principal office.

151108. Nonapplication of audit requirements.

1 **§ 151101. Organization**

2 (a) FEDERAL CHARTER.—National Education Association of the United
3 States (in this chapter, the “corporation”) is a federally chartered corpora-
4 tion.

5 (b) PLACE OF INCORPORATION.—The corporation is declared to be incor-
6 porated in the District of Columbia.

7 (c) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
8 tion has perpetual existence.

9 **§ 151102. Purposes**

10 The purposes of the corporation are—

11 (1) to elevate the character and advance the interests of the profes-
12 sion of teaching; and

13 (2) to promote the cause of education in the United States.

14 **§ 151103. Membership**

15 Eligibility for membership in the corporation and the rights, obligations,
16 and designation of classes of members are as provided in the bylaws.

17 **§ 151104. Governing body**

18 (a) OFFICERS.—The officers of the corporation are a president, one or
19 more vice presidents, a secretary, a treasurer, and the members of a board
20 of directors, an executive committee, and any other boards, councils, and
21 committees, and other officers, as provided in the bylaws.

22 (b) ADDITIONAL PROVISIONS.—Except as provided in this chapter, the
23 manner of selection, term of office, powers, and duties of the officers,
24 boards, councils, and committees are as provided in the bylaws. The bylaws
25 may provide other and different provisions as to the names and numbers
26 of the officers, boards, councils, and committees.

27 **§ 151105. Powers**

28 The corporation may—

29 (1) adopt and amend bylaws;

30 (2) adopt and alter a corporate seal;

31 (3) acquire, own, lease, encumber, and transfer property to carry out
32 the purposes of the corporation;

33 (4) accept and administer a trust for educational purposes;

34 (5) borrow money, issue instruments of indebtedness, and secure its
35 obligations by granting security interests in its property; and

36 (6) sue and be sued.

37 **§ 151106. Tax exemption**

38 (a) REAL PROPERTY.—Real property of the corporation is exempt from
39 taxation if it is—

40 (1) located in the District of Columbia;

1 (2) used for the purposes provided in section 151102 of this title;
2 and

3 (3) not used to produce income.

4 (b) PERSONAL PROPERTY.—Personal property of the corporation is ex-
5 empt from taxation if it is used for the purposes provided in section 151102
6 of this title or to produce income to be used for those purposes.

7 (c) ANNUAL REPORT.—The corporation shall submit annually to the Sec-
8 retary of Education a written report stating in detail for the prior year—

9 (1) the real and personal property held by the corporation;

10 (2) the income from the property; and

11 (3) the expenditure or other use or disposition of the property and
12 income from the property.

13 **§ 151107. Principal office**

14 The principal office of the corporation shall be in the District of Colum-
15 bia. However, the activities of the corporation may be conducted, and offices
16 may be maintained, throughout the United States in accordance with the
17 bylaws.

18 **§ 151108. Nonapplication of audit requirements**

19 The audit requirements of section 10101 of this title do not apply to the
20 corporation.

21 **CHAPTER 1513—NATIONAL FALLEN FIREFIGHTERS** 22 **FOUNDATION**

Sec.

151301. Organization.

151302. Purposes.

151303. Board of directors.

151304. Officers and employees.

151305. Powers.

151306. Principal office.

151307. Provision and acceptance of support by Administrator.

151308. Service of process.

151309. Civil action by Attorney General for equitable relief.

151310. Immunity of United States Government.

151311. Annual report.

23 **§ 151301. Organization**

24 (a) FEDERAL CHARTER.—National Fallen Firefighters Foundation (in
25 this chapter, the “corporation”) is a federally chartered corporation.

26 (b) NATURE OF CORPORATION AND PLACE OF INCORPORATION.—The
27 corporation is a charitable and nonprofit corporation incorporated under the
28 laws of Maryland and is not an agency or establishment of the United
29 States Government.

30 (c) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
31 tion has perpetual existence.

32 **§ 151302. Purposes**

33 The purposes of the corporation are—

(1) primarily to encourage, accept, and administer private gifts of property for the benefit of the National Fallen Firefighters' Memorial and the annual memorial service associated with it;

(2) to provide financial assistance to families of fallen firefighters for transportation to and lodging at non-Federal facilities during the annual memorial service;

(3) to assist State and local efforts to recognize firefighters who die in the line of duty; and

(4) to provide scholarships and other financial assistance for educational purposes and job training for the spouses and children of fallen firefighters.

§ 151303. Board of directors

(a) GENERAL.—The board of directors is the governing body of the corporation.

(b) MEMBERS AND APPOINTMENT.—(1) The Administrator of the United States Fire Administration of the Federal Emergency Management Agency is an ex officio nonvoting member of the board. The Administrator appoints the voting members of the board.

(2) The board consists of the following 9 voting members:

(A) one active volunteer firefighter.

(B) one active career firefighter.

(C) one United States Government firefighter.

(D) 6 individuals who have a demonstrated interest in the fire service.

(3) The terms of office of the voting members are 6 years (except for the initial members). The terms shall be staggered so that the terms of 3 members expire every 2 years.

(4) A vacancy on the board shall be filled within 60 days in the manner in which the original appointment was made.

(c) CHAIRMAN.—The Chairman shall be elected by the board from its voting members for a 2-year term.

(d) QUORUM.—A majority of the current membership of the board is a quorum.

(e) MEETINGS.—The board shall meet at the call of the chairman at least once a year. If a member of the board misses 3 consecutive meetings, that member may be removed from the board and that vacancy may be filled as provided in subsection (b)(4) of this section.

(f) STATUS AND COMPENSATION.—Members of the board—

(1) are not officers or employees of the United States Government; and

(2) serve without compensation.

(g) LIABILITY OF DIRECTORS.—Members of the board are not personally liable, except for gross negligence.

§ 151304. Officers and employees

(a) APPOINTMENT.—The board of directors may appoint not more than 2 officers or employees, but only after the corporation has sufficient funds to pay for their services.

(b) STATUS AND COMPENSATION.—Officers and employees of the corporation—

(1) are not employees of the United States Government;

(2) shall be appointed without regard to the provisions of title 5 governing appointments in the competitive service; and

(3) may be paid without regard to chapter 51 and subchapter III of chapter 53 of title 5, except that an officer or employee may not be paid more than the annual rate of basic pay for level GS–15 of the General Schedule under section 5107 of title 5.

§ 151305. Powers

(a) GENERAL.—The corporation may—

(1) adopt a constitution and bylaws;

(2) adopt a seal which shall be judicially noticed; and

(3) do any other act necessary to carry out this chapter.

(b) POWERS AS TRUSTEE.—To carry out its purposes, the corporation has the usual powers of a corporation acting as a trustee in the State of Maryland, including the power—

(1) to accept, receive, solicit, hold, administer, and use any gift, devise, or bequest, either absolutely or in trust, of property or any income from or other interest in the property;

(2) unless otherwise required by the instrument of transfer, to sell, donate, lease, invest, or otherwise dispose of any property or income from the property;

(3) to make contracts and other arrangements with public agencies and private organizations and persons and to make payments necessary to carry out its functions;

(4) to sue and be sued; and

(5) to do any other act necessary and proper to carry out the purposes of the corporation.

§ 151306. Principal office

The principal office of the corporation shall be in Maryland. However, the corporation may conduct business throughout the States, territories, and possessions of the United States.

§ 151307. Provision and acceptance of support by Administrator

(a) PROVISION BY ADMINISTRATOR.—(1) The Administrator of the United States Fire Administration of the Federal Emergency Management Agency—

(A) may provide personnel, facilities, and other administrative services to the corporation; and

(B) shall require and accept reimbursements for these personnel, facilities, and services.

(2) Reimbursements under paragraph (1) of this subsection shall be deposited in the Treasury to the credit of the appropriations then current and chargeable for the cost of providing the services.

(3) Notwithstanding any other law, United States Government personnel and stationery may not be used to solicit funding for the corporation.

(b) ACCEPTANCE BY ADMINISTRATOR.—The Administrator may accept, without regard to chapters 33 and 51 and subchapter III of chapter 53 of title 5 and related regulations, the services of the corporation and its directors, officers, and employees as volunteers in performing functions authorized under this chapter, without compensation from the Administration.

§ 151308. Service of process

The corporation shall have a designated agent to receive service of process for the corporation.

§ 151309. Civil action by Attorney General for equitable relief

The Attorney General may bring a civil action in the United States District Court for the District of Columbia for appropriate equitable relief if the corporation—

(1) engages or threatens to engage in any act, practice, or policy that is inconsistent with the purposes in section 151302 of this title; or

(2) refuses, fails, or neglects to carry out its obligations under this chapter or threatens to do so.

§ 151310. Immunity of United States Government

The United States Government is not liable for any debts, defaults, acts, or omissions of the corporation. The full faith and credit of the Government does not extend to any obligation of the corporation.

§ 151311. Annual report

Not later than 4 months after the end of each fiscal year, the corporation shall submit a report to the appropriate committees of Congress on the activities of the corporation during the prior fiscal year, including a complete statement of its receipts, expenditures, and investments.

**CHAPTER 1515—NATIONAL FEDERATION OF MUSIC
CLUBS**

Sec.

- 151501. Definition.
- 151502. Organization.
- 151503. Purposes.
- 151504. Membership.
- 151505. Governing body.
- 151506. Powers.
- 151507. Restrictions.
- 151508. Duty to maintain corporate and tax-exempt status.
- 151509. Records and inspection.
- 151510. Service of process.
- 151511. Liability for acts of officers and agents.
- 151512. Annual report.

§ 151501. Definition

For purposes of this chapter, “State” includes the District of Columbia and the territories and possessions of the United States.

§ 151502. Organization

(a) **FEDERAL CHARTER.**—National Federation of Music Clubs (in this chapter, the “corporation”), incorporated in Illinois, is a federally chartered corporation.

(b) **EXPIRATION OF CHARTER.**—If the corporation does not comply with any provision of this chapter, the charter granted by this chapter expires.

§ 151503. Purposes

(a) **SPECIFIC PURPOSES.**—The purposes of the corporation are as provided in the articles of incorporation and include—

- (1) bringing into working relations with one another, music clubs and other musical organizations and individuals associated with musical activity for the purpose of developing and maintaining high musical standards;
- (2) aiding and encouraging musical education; and
- (3) promoting American music and American artists throughout the United States and the world.

(b) **PATRIOTIC, CIVIC, AND HISTORICAL ORGANIZATION.**—The corporation shall function as a patriotic, civic, and historical organization as authorized by the laws of each State in which it is incorporated.

§ 151504. Membership

Eligibility for membership in the corporation and the rights and privileges of members are as provided in the bylaws.

§ 151505. Governing body

(a) **BOARD OF DIRECTORS.**—The board of directors and the responsibilities of the board are as provided in the articles of incorporation.

(b) **OFFICERS.**—The officers and the election of the officers are as provided in the articles of incorporation.

1 **§ 151506. Powers**

2 The corporation has only the powers provided in its bylaws and articles
3 of incorporation filed in each State in which it is incorporated.

4 **§ 151507. Restrictions**

5 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
6 clare or pay a dividend.

7 (b) POLITICAL ACTIVITIES.—The corporation or a director or officer as
8 such may not contribute to, support, or participate in any political activity
9 or in any manner attempt to influence legislation.

10 (c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
11 corporation may not inure to the benefit of, or be distributed to, a director,
12 officer, or member during the life of the charter granted by this chapter.
13 This subsection does not prevent the payment of reasonable compensation
14 to an officer or reimbursement for actual necessary expenses in amounts ap-
15 proved by the board of directors.

16 (d) LOANS.—The corporation may not make a loan to a director, officer,
17 or employee.

18 (e) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORIZATION.—The
19 corporation may not claim congressional approval or the authority of the
20 United States Government for any of its activities.

21 **§ 151508. Duty to maintain corporate and tax-exempt status**

22 (a) CORPORATE STATUS.—The corporation shall maintain its status as a
23 corporation incorporated under the laws of Illinois.

24 (b) TAX-EXEMPT STATUS.—The corporation shall maintain its status as
25 an organization exempt from taxation under the Internal Revenue Code of
26 1986 (26 U.S.C. 1 et seq.).

27 **§ 151509. Records and inspection**

28 (a) RECORDS.—The corporation shall keep—

29 (1) correct and complete records of account;

30 (2) minutes of the proceedings of its members, board of directors,
31 and committees; and

32 (3) at its principal office, a record of the names and addresses of
33 its members entitled to vote.

34 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
35 the member, may inspect the records of the corporation for any proper pur-
36 pose, at any reasonable time.

37 **§ 151510. Service of process**

38 The corporation shall comply with the law on service of process of each
39 State in which it is incorporated and each State in which it carries on ac-
40 tivities.

1 **§ 151511. Liability for acts of officers and agents**

2 The corporation is liable for the acts of its officers and agents acting
3 within the scope of their authority.

4 **§ 151512. Annual report**

5 The corporation shall submit an annual report to Congress on the activi-
6 ties of the corporation during the prior fiscal year. The report shall be sub-
7 mitted at the same time as the report of the audit required by section
8 10101 of this title. The report may not be printed as a public document.

9 **CHAPTER 1517—NATIONAL FILM PRESERVATION**
10 **FOUNDATION**

Sec.

- 151701. Organization.
- 151702. Purposes.
- 151703. Board of directors.
- 151704. Officers and employees.
- 151705. Powers.
- 151706. Principal office.
- 151707. Provision and acceptance of support by Librarian of Congress.
- 151708. Service of process.
- 151709. Civil action by Attorney General for equitable relief.
- 151710. Immunity of United States Government.
- 151711. Authorization of appropriations.
- 151712. Annual report.

11 **§ 151701. Organization**

12 (a) FEDERAL CHARTER.—National Film Preservation Foundation (in
13 this chapter, the “corporation”) is a federally chartered corporation.

14 (b) NATURE OF CORPORATION.—The corporation is a charitable and non-
15 profit corporation and is not an agency or establishment of the United
16 States Government.

17 (c) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
18 tion has perpetual existence.

19 **§ 151702. Purposes**

20 The purposes of the corporation are to—

21 (1) encourage, accept, and administer private gifts to promote and
22 ensure the preservation and public accessibility of the nation’s film her-
23 itage held at the Library of Congress and other public and nonprofit
24 archives throughout the United States;

25 (2) further the goals of the Library of Congress and the National
26 Film Preservation Board in connection with their activities under the
27 National Film Preservation Act of 1996 (2 U.S.C. 179l–179w); and

28 (3) conduct activities, alone or in cooperation with other film related
29 institutions and organizations, to further the preservation and public
30 accessibility of films made in the United States, particularly films not
31 protected by private interests, for the benefit of present and future gen-
32 erations of Americans.

1 **§ 151703. Board of directors**

2 (a) GENERAL.—The board of directors is the governing body of the cor-
3 poration.

4 (b) MEMBERS AND APPOINTMENT.—(1) The Librarian of Congress is an
5 ex officio nonvoting member of the board. The Librarian appoints the direc-
6 tors to the board.

7 (2)(A) The board consists of 9 directors.

8 (B) Each director must be a United States citizen.

9 (C) At least 6 directors must be knowledgeable or experienced in film pro-
10 duction, distribution, preservation, or restoration, including 2 who are sit-
11 ting members of the National Film Preservation Board. These 6 directors
12 must, to the extent practicable, represent diverse points of view from the
13 film community, including motion picture producers, creative artists, non-
14 profit and public archivists, historians, film critics, theater owners, and lab-
15 oratory and university personnel.

16 (3) A director is not an employee of the Library of Congress and appoint-
17 ment to the board does not constitute appointment as an officer or employee
18 of the United States Government for the purpose of any law of the United
19 States.

20 (4) The terms of office of the directors are 4 years. An individual may
21 not serve more than 2 consecutive terms.

22 (5) A vacancy on the board shall be filled within 60 days in the manner
23 in which the original appointment was made.

24 (c) CHAIR.—The Librarian shall appoint one of the directors as the initial
25 chair of the board for a 2-year term. Thereafter, the chair shall be ap-
26 pointed and removed in accordance with the bylaws of the corporation.

27 (d) QUORUM.—A majority of the current membership of the board is a
28 quorum.

29 (e) MEETINGS.—The board shall meet at the call of the Librarian or the
30 chair at least once each year. If a director misses 3 consecutive regularly
31 scheduled meetings, the director may be removed from the board by the Li-
32 brarian and that vacancy may be filled as provided in subsection (b) of this
33 section.

34 (f) COMPENSATION AND REIMBURSEMENT.—Directors serve without com-
35 pensation but may be reimbursed for actual and necessary travel and sub-
36 sistence expenses incurred in performing duties for the corporation.

37 (g) LIABILITY OF DIRECTORS.—Directors are not personally liable, except
38 for gross negligence.

1 **§ 151704. Officers and employees**

2 (a) SECRETARY OF THE BOARD.—(1) The Librarian of Congress shall
3 appoint a Secretary of the Board to serve as executive director of the cor-
4 poration. The Librarian may remove the Secretary.

5 (2) The Secretary must be knowledgeable and experienced in matters re-
6 lating to—

- 7 (A) film preservation and restoration activities;
- 8 (B) financial management; and
- 9 (C) fundraising.

10 (b) APPOINTMENT OF OFFICERS.—Except as provided in subsection (a)
11 of this section, the board of directors appoints, removes, and replaces offi-
12 cers of the corporation.

13 (c) APPOINTMENT OF EMPLOYEES.—Except as provided in subsection (a)
14 of this section, the Secretary appoints, removes, and replaces employees of
15 the corporation.

16 (d) STATUS AND COMPENSATION OF EMPLOYEES.—Employees of the cor-
17 poration (including the Secretary)—

- 18 (1) are not employees of the Library of Congress;
- 19 (2) shall be appointed and removed without regard to the provisions
20 of title 5 governing appointments in the competitive service; and
- 21 (3) may be paid without regard to chapter 51 and subchapter III
22 of chapter 53 of title 5, except that an employee may not be paid more
23 than the annual rate of basic pay for level GS–15 of the General
24 Schedule under section 5107 of title 5.

25 **§ 151705. Powers**

26 (a) GENERAL.—The corporation may—

- 27 (1) adopt a constitution and bylaws;
- 28 (2) adopt a seal which shall be judicially noticed; and
- 29 (3) do any other act necessary to carry out this chapter.

30 (b) POWERS AS TRUSTEE.—To carry out its purposes, the corporation
31 has the usual powers of a corporation acting as a trustee in the District
32 of Columbia, including the power—

- 33 (1) to accept, receive, solicit, hold, administer, and use any gift, de-
34 vise, or bequest, either absolutely or in trust, of property or any income
35 from or other interest in property;
- 36 (2) to acquire property or an interest in property by purchase or ex-
37 change;
- 38 (3) unless otherwise required by an instrument of transfer, to sell,
39 donate, lease, invest, or otherwise dispose of any property or income
40 from property;
- 41 (4) to borrow money and issue instruments of indebtedness;

(5) to make contracts and other arrangements with public agencies and private organizations and persons and to make payments necessary to carry out its functions;

(6) to sue and be sued; and

(7) to do any other act necessary and proper to carry out the purposes of the corporation.

(c) ENCUMBERED OR RESTRICTED GIFTS.—A gift, devise, or bequest may be accepted by the corporation even though it is encumbered, restricted, or subject to beneficial interests of private persons, if any current or future interest is for the benefit of the corporation.

§ 151706. Principal office

The principal office of the corporation shall be in the District of Columbia. However, the corporation may conduct business throughout the States, territories, and possessions of the United States.

§ 151707. Provision and acceptance of support by Librarian of Congress

(a) PROVISION BY LIBRARIAN.—(1) The Librarian of Congress may provide personnel, facilities, and other administrative services to the corporation. Administrative services may include reimbursement of expenses under section 151703(f) of this title, at rates not exceeding the applicable per diem rates for the United States Government.

(2) The corporation shall reimburse the Librarian for support provided under paragraph (1) of this subsection. Amounts reimbursed shall be deposited in the Treasury to the credit of the appropriations then current and chargeable for the cost of providing the support.

(b) ACCEPTANCE BY LIBRARIAN.—The Librarian may accept, without regard to chapters 33 and 51 and subchapter III of chapter 53 of title 5 and related regulations, the services of the corporation and its directors, officers, and employees as volunteers in performing functions authorized under this chapter, without compensation from the Library of Congress.

§ 151708. Service of process

The corporation shall have a designated agent to receive service of process for the corporation. Notice to or service on the agent, or mailed to the business address of the agent, is notice to or service on the corporation.

§ 151709. Civil action by Attorney General for equitable relief

The Attorney General may bring a civil action in the United States District Court for the District of Columbia for appropriate equitable relief if the corporation—

1 (1) engages or threatens to engage in any act, practice, or policy
 2 that is inconsistent with the purposes in section 151702 of this title;
 3 or

4 (2) refuses, fails, or neglects to carry out its obligations under this
 5 chapter or threatens to do so.

6 **§ 151710. Immunity of United States Government**

7 The United States Government is not liable for any debts, defaults, acts,
 8 or omissions of the corporation. The full faith and credit of the Government
 9 does not extend to any obligation of the corporation.

10 **§ 151711. Authorization of appropriations**

11 (a) AUTHORIZATION.—There are authorized to be appropriated to the Li-
 12 brary of Congress amounts necessary to carry out this chapter, not to ex-
 13 ceed \$250,000 for each of the fiscal years ending September 30, 2000–
 14 2003. These amounts are to be made available to the corporation to match
 15 private contributions (whether in currency, services, or property) made to
 16 the corporation by private persons and State and local governments.

17 (b) LIMITATION RELATED TO ADMINISTRATIVE EXPENSES.—Amounts
 18 authorized under this section may not be used by the corporation for admin-
 19 istrative expenses of the corporation, including salaries, travel, transpor-
 20 tation, and overhead expenses.

21 **§ 151712. Annual report**

22 As soon as practicable after the end of each fiscal year, the corporation
 23 shall submit a report to Congress on the activities of the corporation during
 24 the prior fiscal year, including a complete statement of its receipts, expendi-
 25 tures, and investments.

26 **CHAPTER 1519—NATIONAL FUND FOR MEDICAL** 27 **EDUCATION**

Sec.

151901. Organization.

151902. Purposes.

151903. Membership.

151904. Governing body.

151905. Powers.

151906. Restrictions.

151907. Principal office.

151908. Records and inspection.

151909. Service of process.

151910. Liability for acts of officers and agents.

151911. Distribution of assets on dissolution or final liquidation.

28 **§ 151901. Organization**

29 (a) FEDERAL CHARTER.—National Conference on Citizenship (in this
 30 chapter, the “corporation”) is a federally chartered corporation.

31 (b) PLACE OF INCORPORATION AND DOMICILE.—The corporation is de-
 32 clared to be incorporated and domiciled in the District of Columbia.

(c) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

§ 151902. Purposes

The purposes of the corporation are to raise from private sources, administer, and disperse funds for medical education, and in carrying out those purposes, to take other appropriate action to promote—

(1) the interpretation of the needs of medical education to the American public;

(2) the encouragement of the growth, development, and advancement of constantly improving standards and methods in the education and training of all medical personnel in the United States; and

(3) the preservation of academic freedom in the institutions of medical education.

§ 151903. Membership

(a) ELIGIBILITY.—Except as provided in this chapter, eligibility for membership in the corporation and the rights, privileges, and designation of classes of members are as provided in the constitution and bylaws of the corporation.

(b) VOTING.—Each member (except an honorary, sustaining, or associate member) has one vote on each matter submitted to a vote at a meeting of the members.

§ 151904. Governing body

(a) BOARD OF DIRECTORS.—(1) The board of directors is the governing body of the corporation. Between meetings of the members of the corporation, the board is responsible for the general policies and program of the corporation and for the control of all funds of the corporation.

(2) The number of directors, their manner of selection (including the filling of vacancies), and their term of office are as provided in the constitution and bylaws of the corporation. However—

(A) the corporation shall have at least 15 but not more than 25 directors; and

(B) at least 4 of the directors shall be members of the medical profession.

(b) OFFICERS.—(1) The officers of the corporation are a chairman of the board of directors, a president, one or more vice presidents as provided in the constitution and bylaws, a secretary, a treasurer, and one or more assistant secretaries and assistant treasurers as provided in the constitution and bylaws.

(2) The manner of election, term of office, and duties of the officers are as provided in the constitution and bylaws.

1 **§ 151905. Powers**

2 The corporation may—

3 (1) adopt and amend a constitution and bylaws for the management
4 of its property and the regulation of its affairs;

5 (2) adopt and alter a corporate seal;

6 (3) choose officers, managers, employees, and agents as the activities
7 of the corporation require;

8 (4) make contracts;

9 (5) acquire, own, lease, encumber, and transfer property as necessary
10 or convenient to carry out the purposes of the corporation;

11 (6) borrow money, issue instruments of indebtedness, and secure its
12 obligations by granting security interests in its property; and

13 (7) sue and be sued.

14 **§ 151906. Restrictions**

15 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
16 clare or pay a dividend.

17 (b) POLITICAL ACTIVITIES.—The corporation or a director or officer as
18 such may not contribute to, support, or assist a political party or candidate
19 for public office.

20 (c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
21 corporation may not inure to the benefit of, or be distributed to, a director,
22 officer, or member during the life of the corporation or on its dissolution
23 or final liquidation. This subsection does not prevent the payment of com-
24 pensation to an officer in an amount approved by the board of directors.

25 (d) LOANS.—The corporation may not make a loan or advance to a direc-
26 tor, officer, or employee. Directors who vote for or assent to making a loan
27 or advance to a director, officer, or employee, and officers who participate
28 in making the loan or advance, are jointly and severally liable to the cor-
29 poration for the amount of the loan or advance until it is repaid.

30 **§ 151907. Principal office**

31 The principal office of the corporation shall be in New York, New York,
32 or another place decided by the board of directors. However, the activities
33 of the corporation are not confined to the place where the principal office
34 is located but may be conducted throughout the States, territories, and pos-
35 sessions of the United States.

36 **§ 151908. Records and inspection**

37 (a) RECORDS.—The corporation shall keep—

38 (1) correct and complete records of account;

39 (2) minutes of the proceedings of its members, board of directors,
40 and committees; and

1 (3) at its principal office, a record of the names and addresses of
2 its members entitled to vote.

3 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
4 the member, may inspect the records of the corporation for any proper pur-
5 pose, at any reasonable time.

6 **§ 151909. Service of process**

7 The corporation shall have a designated agent in the District of Columbia
8 to receive service of process for the corporation. Notice to or service on the
9 agent, or mailed to the business address of the agent, is notice to or service
10 on the corporation.

11 **§ 151910. Liability for acts of officers and agents**

12 The corporation is liable for the acts of its officers and agents acting
13 within the scope of their authority.

14 **§ 151911. Distribution of assets on dissolution or final liq-
15 uidation**

16 On dissolution or final liquidation of the corporation, any assets remain-
17 ing after the discharge of all liabilities shall be distributed as provided by
18 the board of directors, but in compliance with the constitution and bylaws
19 of the corporation.

20 **CHAPTER 1521—NATIONAL MINING HALL OF FAME AND
21 MUSEUM**

Sec.

152101. Definition.

152102. Organization.

152103. Purposes.

152104. Membership.

152105. Governing body.

152106. Powers.

152107. Restrictions.

152108. Duty to maintain corporate and tax-exempt status.

152109. Records and inspection.

152110. Service of process.

152111. Liability for acts of officers and agents.

152112. Annual report.

22 **§ 152101. Definition**

23 For purposes of this chapter, “State” includes the District of Columbia
24 and the territories and possessions of the United States.

25 **§ 152102. Organization**

26 (a) FEDERAL CHARTER.—National Mining Hall of Fame and Museum
27 (in this chapter, the “corporation”), incorporated in Colorado, is a federally
28 chartered corporation.

29 (b) EXPIRATION OF CHARTER.—If the corporation does not comply with
30 any provision of this chapter, the charter granted by this chapter expires.

31 **§ 152103. Purposes**

32 The purposes of the corporation are as provided in its articles of incorpo-
33 ration and include—

(1) honoring citizens, mining leaders, miners, prospectors, teachers, scientists, engineers, inventors, governmental leaders, and other individuals, who have helped to make this country great by their outstanding contributions to the establishment, development, advancement, or improvement of mining in the United States;

(2) perpetuating the memory of those individuals and recording their contributions and achievements by the erection and maintenance of buildings, monuments, and edifices considered appropriate as a lasting memorial;

(3) fostering, promoting, and encouraging a better understanding of the origins and growth of mining, especially in the United States, and the part mining has played in changing the economic, social, and scientific aspects of our country;

(4) establishing and maintaining a library and museum for collecting and preserving for posterity, the history of those honored by the corporation, together with a documentation of their accomplishments and contributions to mining, including such items as mining pictures, paintings, books, papers, documents, scientific data, relics, mementos, artifacts, and things relating to those items;

(5) cooperating with other mining organizations that are actively engaged and interested in similar projects; and

(6) engaging in any other activity necessary or proper to accomplish any of the purposes in this section.

§ 152104. Membership

Eligibility for membership in the corporation and the rights and privileges of members are as provided in the bylaws.

§ 152105. Governing body

(a) BOARD OF DIRECTORS.—The board of directors and the responsibilities of the board are as provided in the articles of incorporation.

(b) OFFICERS.—The officers and the election of officers are as provided in the articles of incorporation.

§ 152106. Powers

The corporation has only the powers provided in its bylaws and articles of incorporation filed in each State in which it is incorporated.

§ 152107. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) POLITICAL ACTIVITIES.—The corporation or a director or officer as such may not contribute to, support, or participate in any political activity or in any manner attempt to influence legislation.

(c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member during the life of the charter granted by this chapter. This subsection does not prevent the payment of reasonable compensation to an officer or reimbursement for actual necessary expenses in amounts approved by the board of directors.

(d) LOANS.—The corporation may not make a loan to a director, officer, or employee.

(e) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORIZATION.—The corporation may not claim congressional approval or the authority of the United States Government for any of its activities.

§ 152108. Duty to maintain corporate and tax-exempt status

(a) CORPORATE STATUS.—The corporation shall maintain its status as a corporation incorporated under the laws of Colorado.

(b) TAX-EXEMPT STATUS.—The corporation shall maintain its status as an organization exempt from taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

§ 152109. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its members, board of directors, and committees; and

(3) at its principal office, a record of the names and addresses of its members entitled to vote.

(b) INSPECTION.—A member entitled to vote, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 152110. Service of process

The corporation shall comply with the law on service of process of each State in which it is incorporated and each State in which it carries on activities.

§ 152111. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 152112. Annual report

The corporation shall submit an annual report to Congress on the activities of the corporation during the prior fiscal year. The report shall be submitted at the same time as the report of the audit required by section 10101 of this title. The report may not be printed as a public document.

CHAPTER 1523—NATIONAL MUSIC COUNCIL

Sec.
152301. Organization.

- 152302. Purposes.
- 152303. Membership.
- 152304. Governing body.
- 152305. Powers.
- 152306. Exclusive right to name, seals, emblems, and badges.
- 152307. Restrictions.
- 152308. Principal office.
- 152309. Records and inspection.
- 152310. Service of process.
- 152311. Liability for acts of officers and agents.
- 152312. Distribution of assets on dissolution or final liquidation.

1 **§ 152301. Organization**

2 (a) FEDERAL CHARTER.—National Music Council (in this chapter, the
3 “corporation”) is a federally chartered corporation.

4 (b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
5 tion has perpetual existence.

6 **§ 152302. Purposes**

7 The purposes of the corporation are—

8 (1) to provide the member organizations with a forum for the free
9 discussion of problems affecting national musical life in this country;

10 (2) to speak with one voice for music whenever an authoritative ex-
11 pression of opinion is desirable;

12 (3) to provide for the interchange of information between the various
13 member organizations;

14 (4) to encourage the coordination of efforts of the member organiza-
15 tions, thereby avoiding duplication or conflict;

16 (5) to organize exploratory surveys or fact-finding commissions
17 whenever the corporation considers them necessary for the solution of
18 important problems; and

19 (6) to encourage the development and appreciation of the art of
20 music and to foster the highest ethical standards in the musical profes-
21 sions and industries.

22 **§ 152303. Membership**

23 (a) ELIGIBILITY.—Except as provided in this chapter, eligibility for mem-
24 bership in the corporation and the rights and privileges of members are as
25 provided in the constitution and bylaws of the corporation.

26 (b) VOTING.—Each member has one vote in the conduct of official busi-
27 ness of the corporation.

28 **§ 152304. Governing body**

29 (a) GENERAL.—(1) The board of directors is the governing body of the
30 corporation. The board may be known as an Executive Committee.

31 (2) The board shall consist of at least 10 individuals who shall be rep-
32 resentative of members of the corporation or other individuals selected by
33 the members of the corporation. The directors shall be elected by the mem-

1 bers of the corporation annually or at another regular interval as provided
2 in the bylaws of the corporation.

3 (b) OFFICERS.—The officers of the corporation are a chairman of the
4 board, a president, one or more vice presidents, a secretary, a treasurer, and
5 assistant officers the board designates. The officers shall perform the duties
6 and have the powers provided in the bylaws and by the board.

7 **§ 152305. Powers**

8 The corporation may—

9 (1) adopt and amend a constitution and bylaws for the management
10 of its property and the regulation of its affairs;

11 (2) adopt and alter a corporate seal;

12 (3) choose officers, managers, employees, and agents as the activities
13 of the corporation require;

14 (4) make contracts;

15 (5) publish a bulletin, magazine, and other publications;

16 (6) acquire, own, lease, encumber, and transfer property as necessary
17 to carry out the purposes of the corporation;

18 (7) borrow money, issue instruments of indebtedness, and secure its
19 obligations by granting security interests in its property;

20 (8) use corporate funds to give prizes, awards, loans, scholarships,
21 and grants to deserving composers, conductors, and others for the pur-
22 poses stated in section 152302 of this title and for other purposes the
23 board of directors considers proper;

24 (9) sue and be sued; and

25 (10) do any other act necessary and proper to carry out the purposes
26 of the corporation.

27 **§ 152306. Exclusive right to name, seals, emblems, and**
28 **badges**

29 The corporation has the exclusive right to use the name “National Music
30 Council” and seals, emblems, and badges the corporation adopts.

31 **§ 152307. Restrictions**

32 (a) PROFIT.—The corporation may not engage in business for profit.

33 (b) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
34 clare or pay a dividend.

35 (c) POLITICAL ACTIVITIES.—The corporation or a director, officer, or
36 member as such may not contribute to, support, or assist a political party
37 or candidate for elective public office.

38 (d) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
39 corporation may not inure to the benefit of, or be distributed to, a director,
40 officer, or member except on dissolution or final liquidation of the corpora-
41 tion.

(e) LOANS.—The corporation may not make a loan to a director, officer, or employee. Directors who vote for or assent to making a loan to a director, officer, or employee, and officers who participate in making the loan, are jointly and severally liable to the corporation for the amount of the loan until it is repaid.

§ 152308. Principal office

The principal office of the corporation shall be at the place the board of directors decides. However, the activities of the corporation may be conducted throughout the States, territories, and possessions of the United States.

§ 152309. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its members, board of directors, and committees; and

(3) at its principal office, a record of the names and addresses of its members entitled to vote.

(b) INSPECTION.—A member entitled to vote, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 152310. Service of process

(a) DISTRICT OF COLUMBIA.—The corporation shall have a designated agent in the District of Columbia to receive service of process for the corporation. Designation of the agent shall be filed in the office of the clerk of the United States District Court for the District of Columbia. Notice to or service on the agent, or mailed to the business address of the agent, is notice to or service on the corporation.

(b) STATES, TERRITORIES, AND POSSESSIONS.—As a condition to the exercise of any power or privilege granted by this chapter, the corporation shall file, with the secretary of state or other designated official of each State, territory, or possession of the United States in which the corporation does business, the name and address of an agent in that State, territory, or possession on whom legal process or demands against the corporation may be served.

§ 152311. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 152312. Distribution of assets on dissolution or final liquidation

On dissolution or final liquidation of the corporation, any assets remaining after the discharge of all liabilities shall be used by the board of direc-

tors for the purposes stated in section 152302 of this title or be transferred to a recognized educational foundation.

CHAPTER 1525—NATIONAL SAFETY COUNCIL

Sec.

- 152501. Organization.
- 152502. Purposes.
- 152503. Membership.
- 152504. Governing body.
- 152505. Powers.
- 152506. Exclusive right to name, seals, emblems, and badges.
- 152507. Restrictions.
- 152508. Principal office.
- 152509. Records and inspection.
- 152510. Service of process.
- 152511. Liability for acts of officers and agents.
- 152512. Distribution of assets on dissolution or final liquidation.

§ 152501. Organization

(a) FEDERAL CHARTER.—National Safety Council (in this chapter, the “corporation”) is a federally chartered corporation.

(b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

§ 152502. Purposes

The purposes of the corporation are—

(1) to further, encourage, and promote methods and procedures leading to increased safety, protection, and health among employees, employers, and children in industries, on farms, in schools and colleges, in homes, on streets and highways, in recreation, and in other public and private places;

(2) to collect, correlate, publish, and disseminate educational and informative reports and all other data related to safety methods and procedures;

(3) to arouse and maintain the interest of the people of the United States and its territories and possessions in safety and accident prevention, and to encourage the adoption and institution of safety methods by all individuals, corporations, and other organizations;

(4) to organize, establish, and conduct programs, lectures, conferences, and other activities for the education of all individuals, corporations, and other organizations in safety methods and procedures;

(5) to organize and aid in organizing local safety chapters throughout the United States and its territories and possessions, and to provide organizational guidance and materials to promote the national safety;

(6) to cooperate with, enlist, and develop the cooperation of and among all individuals, corporations, and other organizations and agencies, public and private, engaged in, interested in, or in any manner connected with, any of these purposes; and

1 (7) to do any lawful acts necessary, useful, suitable, desirable, and
 2 proper for the furtherance and accomplishment of any of these pur-
 3 poses.

4 **§ 152503. Membership**

5 (a) ELIGIBILITY.—Except as provided in this chapter, eligibility for mem-
 6 bership in the corporation and the rights and privileges of members are as
 7 provided in the constitution and bylaws of the corporation.

8 (b) VOTING.—Each member (except an honorary or sustaining member)
 9 has one vote on each matter submitted to a vote at a meeting of the mem-
 10 bers. The corporation may provide in its constitution and bylaws for addi-
 11 tional voting rights based on dues paid.

12 **§ 152504. Governing body**

13 (a) BOARD OF DIRECTORS.—(1) The board of directors is the governing
 14 body of the corporation. Between meetings of the corporation, the board is
 15 responsible for the general policies and program of the corporation. Except
 16 as provided in subsection (c) of this section, the board is responsible for all
 17 funds of the corporation.

18 (2) The board shall consist of at least 15 directors. Their manner of se-
 19 lection (including the filling of vacancies) and term of office are as provided
 20 in the constitution and bylaws of the corporation.

21 (b) OFFICERS.—(1) The officers of the corporation are a chairman of the
 22 board of directors, a president, 3 or more vice presidents as provided in the
 23 constitution and bylaws, a secretary, a treasurer, and an executive vice
 24 president. Their duties are as provided in the constitution and bylaws.

25 (2) Except for the executive vice president, the officers shall be elected
 26 at the annual meeting of the corporation. The executive vice president shall
 27 be elected by the board of directors in the manner provided in the constitu-
 28 tion and bylaws.

29 (c) TRUSTEES.—The corporation shall have at least 15 trustees. Their
 30 manner of selection and term of office are as provided in the constitution
 31 and bylaws. The trustees have full power and control over contributed funds
 32 that they raise.

33 **§ 152505. Powers**

34 The corporation may—

35 (1) adopt and amend a constitution and bylaws for the management
 36 of its property and the regulation of its affairs;

37 (2) adopt and alter a corporate seal;

38 (3) adopt and alter seals, emblems, and badges;

39 (4) choose directors, officers, trustees, managers, employees, and
 40 agents as the activities of the corporation require;

41 (5) make contracts;

1 (6) acquire, own, lease, encumber, and transfer property as necessary
2 to carry out the purposes of the corporation;

3 (7) borrow money, issue instruments of indebtedness, and secure its
4 obligations by granting security interests in its property;

5 (8) publish a magazine and other publications consistent with the
6 purposes of the corporation;

7 (9) charge and collect membership dues and subscription fees;

8 (10) receive contributions or grants of money or property to be de-
9 voted to carrying out the purposes of the corporation;

10 (11) use corporate funds to give prizes, awards, or other evidences
11 of merit or recognition to individuals, corporations, and other organiza-
12 tions, public or private, for outstanding contributions toward the
13 achievement of the purposes of the corporation;

14 (12) organize, establish, and conduct conferences on safety and acci-
15 dent prevention;

16 (13) establish and maintain offices to conduct its activities, charter
17 local, State, and regional safety organizations, and establish, regulate,
18 and discontinue departmental subdivisions and local, State, and re-
19 gional chapters in appropriate places throughout the United States and
20 its territories and possessions;

21 (14) sue and be sued; and

22 (15) do any other act necessary and proper to carry out the purposes
23 of the corporation.

24 **§ 152506. Exclusive right to name, seals, emblems, and**
25 **badges**

26 The corporation and its subordinate divisions and regional, State, and
27 local chapters have the exclusive right to use the name “National Safety
28 Council”. The corporation has the exclusive right to use and to allow others
29 to use seals, emblems, and badges the corporation adopts. This section does
30 not affect any vested rights.

31 **§ 152507. Restrictions**

32 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
33 clare or pay a dividend.

34 (b) POLITICAL ACTIVITIES.—The corporation or a director, officer, or
35 agent as such may not contribute to, support, or assist a political party or
36 candidate for public office.

37 (c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
38 corporation may not inure to the benefit of, or be distributed to, a director,
39 officer, or member except on dissolution or final liquidation of the corpora-
40 tion. This subsection does not prevent the payment of compensation to an
41 officer in an amount approved by the board of directors.

(d) LOANS.—The corporation may not make a loan to a director, officer, or employee. Directors who vote for or assent to making a loan to a director, officer, or employee, and officers who participate in making the loan, are jointly and severally liable to the corporation for the amount of the loan until it is repaid.

§ 152508. Principal office

The principal office of the corporation shall be in Chicago, Illinois, or another place decided by the board of directors. However, the activities of the corporation are not confined to the place where the principal office is located but may be conducted throughout the States, territories, and possessions of the United States.

§ 152509. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its members, board of directors, and committees; and

(3) at its principal office, a record of the names and addresses of its members entitled to vote.

(b) INSPECTION.—A member entitled to vote, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 152510. Service of process

The corporation shall have a designated agent in the District of Columbia to receive service of process for the corporation. Notice to or service on the agent, or mailed to the business address of the agent, is notice to or service on the corporation.

§ 152511. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 152512. Distribution of assets on dissolution or final liquidation

On dissolution or final liquidation of the corporation, any assets remaining after the discharge of all liabilities shall be distributed as provided by the board of directors, but in compliance with the constitution and bylaws of the corporation.

**CHAPTER 1527—NATIONAL SKI PATROL SYSTEM,
INCORPORATED**

Sec.

152701. Definition.

152702. Organization.

152703. Purposes.

152704. Membership.

152705. Governing body.

152706. Powers.

- 152707. Restrictions.
- 152708. Duty to maintain tax-exempt status.
- 152709. Records and inspection.
- 152710. Service of process.
- 152711. Liability for acts of officers and agents.
- 152712. Annual report.

1 **§ 152701. Definition**

2 For purposes of this chapter, “State” includes the District of Columbia
3 and the territories and possessions of the United States.

4 **§ 152702. Organization**

5 (a) FEDERAL CHARTER.—National Ski Patrol System, Incorporated (in
6 this chapter, the “corporation”), incorporated in New York and Colorado,
7 is a federally chartered corporation.

8 (b) EXPIRATION OF CHARTER.—If the corporation does not comply with
9 any provision of this chapter, the charter granted by this chapter expires.

10 **§ 152703. Purposes**

11 The purposes of the corporation are—

12 (1) to promote, in every way, patriotic, scientific, educational, and
13 civic improvement activities and public safety in skiing, by such means
14 as the dissemination of information and the formation of volunteer
15 local patrols consisting of competent skiers trained in first aid for the
16 purpose of preventing accidents and rendering speedy assistance to in-
17 dividuals sustaining accidents; and

18 (2) to solicit contributions of money, services, and other property for,
19 and generally to encourage and assist in carrying out, these purposes
20 in every way.

21 **§ 152704. Membership**

22 Except as provided in this chapter, eligibility for membership in the cor-
23 poration and the rights and privileges of members are as provided in the
24 bylaws.

25 **§ 152705. Governing body**

26 (a) BOARD OF DIRECTORS.—The board of directors and the responsibil-
27 ities of the board are as provided in the articles of incorporation.

28 (b) OFFICERS.—The officers and the election of officers are as provided
29 in the articles of incorporation.

30 **§ 152706. Powers**

31 The corporation has only the powers provided in its bylaws and articles
32 of incorporation filed in each State in which it is incorporated.

33 **§ 152707. Restrictions**

34 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
35 clare or pay a dividend.

(b) **POLITICAL ACTIVITIES.**—The corporation or a director or officer as such may not contribute to, support, or participate in any political activity or in any manner attempt to influence legislation.

(c) **DISTRIBUTION OF INCOME OR ASSETS.**—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member during the life of the charter granted by this chapter. This subsection does not prevent the payment of reasonable compensation to an officer or reimbursement for actual necessary expenses in amounts approved by the board of directors.

(d) **LOANS.**—The corporation may not make a loan to a director, officer, or employee.

§ 152708. Duty to maintain tax-exempt status

The corporation shall maintain its status as an organization exempt from taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

§ 152709. Records and inspection

(a) **RECORDS.**—The corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its members, board of directors, and committees; and

(3) at its principal office, a record of the names and addresses of its members entitled to vote.

(b) **INSPECTION.**—A member entitled to vote, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 152710. Service of process

The corporation shall comply with the law on service of process of each State in which it is incorporated and each State in which it carries on activities.

§ 152711. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 152712. Annual report

The corporation shall submit an annual report to Congress on the activities of the corporation during the prior calendar year. The report may not be printed as a public document.

**CHAPTER 1529—NATIONAL SOCIETY, DAUGHTERS OF
THE AMERICAN COLONISTS**

Sec.

152901. Definition.

152902. Organization.

152903. Purposes.

152904. Membership.

152905. Governing body.

152906. Powers.

- 152907. Exclusive right to name, seals, emblems, and badges.
- 152908. Restrictions.
- 152909. Duty to maintain corporate and tax-exempt status.
- 152910. Records and inspection.
- 152911. Service of process.
- 152912. Liability for acts of officers and agents.
- 152913. Annual report.

1 **§ 152901. Definition**

2 For purposes of this chapter, “State” includes the District of Columbia
3 and the territories and possessions of the United States.

4 **§ 152902. Organization**

5 (a) FEDERAL CHARTER.—National Society, Daughters of the American
6 Colonists (in this chapter, the “corporation”), incorporated in the District
7 of Columbia, is a federally chartered corporation.

8 (b) EXPIRATION OF CHARTER.—If the corporation does not comply with
9 any provision of this chapter, the charter granted by this chapter expires.

10 **§ 152903. Purposes**

11 The purposes of the corporation are as provided in the articles of incorpo-
12 ration and include a continuing commitment, on a national basis—

13 (1) to conduct, record, and publish the results of research on the his-
14 tory and deeds of the American colonists;

15 (2) to publish the memoirs of American colonists;

16 (3) to erect memorials to commemorate the history and deeds of the
17 American colonists;

18 (4) to promote respect and admiration for the institutions, laws, and
19 flag of the United States;

20 (5) to engage in mutual improvement and educational activities;

21 (6) to establish scholarships to assist needy and deserving students
22 and to promote the improvement of educational institutions;

23 (7) to engage in volunteer service and make contributions to veterans
24 hospitals; and

25 (8) to perform other charitable activities, including the national
26 presidents’ projects, as may be provided in the articles of incorporation
27 or bylaws of corporation.

28 **§ 152904. Membership**

29 (a) ELIGIBILITY.—Except as provided in this chapter, eligibility for mem-
30 bership in the corporation and the rights and privileges of members are as
31 provided in the constitution and bylaws of the corporation.

32 (b) NONDISCRIMINATION.—The terms of membership may not discrimi-
33 nate on the basis of race, color, religion, or national origin.

34 **§ 152905. Governing body**

35 (a) BOARD OF DIRECTORS.—The board of directors and the responsibil-
36 ities of the board are as provided in the articles of incorporation or bylaws.

(b) OFFICERS.—The officers and the election of officers are as provided in the articles of incorporation or bylaws.

(c) NONDISCRIMINATION.—The requirements for holding office in the corporation may not discriminate on the basis of race, color, religion, or national origin.

§ 152906. Powers

The corporation has only the powers provided in its bylaws and articles of incorporation filed in each State in which it is incorporated.

§ 152907. Exclusive right to name, seals, emblems, and badges

The corporation has the exclusive right to use the name “National Society, Daughters of the American Colonists” and seals, emblems, and badges the corporation adopts. This section does not affect any vested rights.

§ 152908. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) POLITICAL ACTIVITIES.—The corporation or a director or officer as such may not contribute to, support, or participate in any political activity or in any manner attempt to influence legislation.

(c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member during the life of the charter granted by this chapter. This subsection does not prevent the payment of reasonable compensation to an officer or reimbursement for actual necessary expenses in amounts approved by the board of directors.

(d) LOANS.—The corporation may not make a loan to a director, officer, or employee.

(e) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORIZATION.—The corporation may not claim congressional approval or the authority of the United States Government for any of its activities.

§ 152909. Duty to maintain corporate and tax-exempt status

(a) CORPORATE STATUS.—The corporation shall maintain its status as a corporation incorporated under the laws of each State in which it is incorporated.

(b) TAX-EXEMPT STATUS.—The corporation shall maintain its status as an organization exempt from taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

§ 152910. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account;

1 (2) minutes of the proceedings of its members, board of directors,
2 and committees; and

3 (3) at its principal office, a record of the names and addresses of
4 its members entitled to vote.

5 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
6 the member, may inspect the records of the corporation for any proper pur-
7 pose, at any reasonable time.

8 **§ 152911. Service of process**

9 The corporation shall comply with the law on service of process of each
10 State in which it is incorporated and each State in which it carries on ac-
11 tivities.

12 **§ 152912. Liability for acts of officers and agents**

13 The corporation is liable for the acts of its officers and agents acting
14 within the scope of their authority.

15 **§ 152913. Annual report**

16 The corporation shall submit an annual report to Congress on the activi-
17 ties of the corporation during the prior fiscal year. The report shall be sub-
18 mitted at the same time as the report of the audit required by section
19 10101 of this title. The report may not be printed as a public document.

20 **CHAPTER 1531—THE NATIONAL SOCIETY OF THE**
21 **DAUGHTERS OF THE AMERICAN REVOLUTION**

Sec.

153101. Organization.

153102. Purposes.

153103. Powers.

153104. Exclusive right to name, seals, emblems, and badges.

153105. Principal office.

153106. Deposit of historical material in Smithsonian Institution.

153107. Annual report.

22 **§ 153101. Organization**

23 (a) FEDERAL CHARTER.—The National Society of the Daughters of the
24 American Revolution (in this chapter, the “corporation”) is a federally char-
25 tered corporation.

26 (b) PLACE OF INCORPORATION.—The corporation is declared to be incor-
27 porated in the District of Columbia.

28 **§ 153102. Purposes**

29 The purposes of the corporation are patriotic, historical, and educational,
30 and include—

31 (1) perpetuating the memory and spirit of the men and women who
32 achieved American independence by—

33 (A) acquiring and protecting historical spots and erecting monu-
34 ments;

35 (B) encouraging historical research in relation to the Revolution
36 and publishing its results;

1 (C) preserving documents and relics and the records of the indi-
 2 vidual services of Revolutionary soldiers and patriots; and

3 (D) promoting celebrations of all patriotic anniversaries;

4 (2) carrying out the injunction of Washington, in his farewell ad-
 5 dress to the American people, “to promote, as an object of primary im-
 6 portance, institutions for the general diffusion of knowledge,” thus de-
 7 veloping an enlightened public opinion and affording to young and old
 8 such advantages as shall develop in them the largest capacity for per-
 9 forming the duties of American citizens;

10 (3) cherishing, maintaining, and extending the institutions of Amer-
 11 ican freedom;

12 (4) fostering true patriotism and love of country; and

13 (5) aiding in securing for mankind all the blessings of liberty.

14 **§ 153103. Powers**

15 The corporation may—

16 (1) adopt a constitution and bylaws;

17 (2) adopt a seal; and

18 (3) acquire, own, lease, encumber, and transfer property as necessary
 19 or convenient to carry out its purposes.

20 **§ 153104. Exclusive right to name, seals, emblems, and**
 21 **badges**

22 The corporation and its subordinate divisions have the exclusive right to
 23 use the name “National Society of the Daughters of the American Revolu-
 24 tion”. The corporation has the exclusive right to use and to allow others
 25 to use seals, emblems, and badges the corporation adopts.

26 **§ 153105. Principal office**

27 The corporation shall have its headquarters or principal office in the Dis-
 28 trict of Columbia.

29 **§ 153106. Deposit of historical material in Smithsonian Insti-**
 30 **tution**

31 The Regents of the Smithsonian Institution may permit the corporation
 32 to deposit its collections, manuscripts, books, pamphlets, and other material
 33 for history in the Smithsonian Institution or in the National Museum, on
 34 conditions and under rules they prescribe.

35 **§ 153107. Annual report**

36 The corporation shall submit an annual report to the Secretary of the
 37 Smithsonian Institution on the activities of the corporation. The Secretary
 38 shall communicate to Congress any part of the report that the Secretary
 39 considers of national interest and importance.

**CHAPTER 1533—NATIONAL SOCIETY OF THE SONS OF
THE AMERICAN REVOLUTION**

Sec.

153301. Organization.

153302. Purposes.

153303. Powers.

153304. Trustees.

§ 153301. Organization

(a) **FEDERAL CHARTER.**—National Society of the Sons of the American Revolution (in this chapter, the “corporation”), is a federally chartered corporation.

(b) **PLACE OF INCORPORATION.**—The corporation is declared to be incorporated in the District of Columbia.

§ 153302. Purposes

The purposes of the corporation are patriotic, historical, and educational, and include those intended or designed—

(1) to perpetuate the memory of the men who, by their services or sacrifices during the war of the American Revolution, achieved the independence of the American people;

(2) to unite and promote fellowship among their descendants;

(3) to inspire them and the community at large with a more profound reverence for the principles of the government founded by our forefathers;

(4) to encourage historical research in relation to the American Revolution;

(5) to acquire and preserve the records of the individual services of the patriots of the war, as well as documents, relics, and landmarks;

(6) to mark the scenes of the American Revolution by appropriate memorials;

(7) to celebrate the anniversaries of the prominent events of the war and of the Revolutionary period;

(8) to foster true patriotism;

(9) to maintain and extend the institutions of American freedom; and

(10) to carry out the purposes expressed in the preamble to the Constitution of our country and the injunctions of Washington in his farewell address to the American people.

§ 153303. Powers

The corporation may—

(1) adopt and amend a constitution, bylaws, and regulations for the admission, government, suspension, and expulsion of its members;

(2) adopt and alter a seal;

(3) provide for the election of its officers and define their duties;

(4) provide for State societies or chapters with regulations for their conduct, and regulate and provide for the management, safe-keeping, and protection of their property and funds;

(5) acquire, own, lease, encumber, and transfer property as necessary or convenient to carry out the purposes of the corporation; and

(6) sue and be sued;

§ 153304. Trustees

The property and affairs of the corporation shall be managed by at least 40 trustees. The trustees shall be elected annually at the time provided in the bylaws. At least one trustee shall be elected annually from a list of nominees to be made by each of the State societies and submitted to the corporation at least 30 days before the annual meeting, as provided by regulations adopted by the corporation.

CHAPTER 1535—NATIONAL TROPICAL BOTANICAL GARDEN

Sec.

153501. Organization.

153502. Purposes.

153503. Membership.

153504. Governing body.

153505. Powers.

153506. Exclusive right to name.

153507. Restrictions.

153508. Principal office and location of activities and gardens.

153509. Records and inspection.

153510. Statement required in audit report.

153511. Service of process.

153512. Liability for acts of officers and agents.

153513. Distribution of assets on dissolution or final liquidation.

§ 153501. Organization

(a) FEDERAL CHARTER.—National Tropical Botanical Garden (in this chapter, the “corporation”) is a federally chartered corporation.

(b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

§ 153502. Purposes

The purposes of the corporation are—

(1) to establish, develop, operate, and maintain for the benefit of the people of the United States an educational and scientific center in the form of one or more tropical botanical gardens, together with facilities such as libraries, herbaria, laboratories, and museums that are appropriate and necessary for encouraging and conducting research in basic and applied tropical botany;

(2) to foster and encourage fundamental research about tropical plant life and to encourage research and study of the uses of tropical flora in agriculture, forestry, horticulture, medicine, and other sciences;

(3) to disseminate through publications and other media the knowledge about basic and applied tropical botany acquired at the gardens;

(4) to collect and cultivate tropical flora of every nature and origin and to preserve for the people of the United States species of tropical plant life threatened with extinction; and

(5) to provide a beneficial facility that will contribute to the education, instruction, and recreation of the people of the United States.

§ 153503. Membership

(a) ELIGIBILITY.—Except as provided in this chapter, eligibility for membership in the corporation and the rights and privileges of members are as provided in the constitution and bylaws of the corporation.

(b) VOTING.—Each member (except an honorary or associate member) has one vote on each matter submitted to a vote at a meeting of the members.

§ 153504. Governing body

(a) BOARD OF TRUSTEES.—(1) The board of trustees is the governing body of the corporation. The duties and powers of the board are as provided in the bylaws.

(2) The manner of selection and term of office of the trustees are as provided in the bylaws.

(b) OFFICERS.—(1) The officers of the corporation are a president, one or more vice presidents, a secretary, a treasurer, and other officers as provided in the bylaws.

(2) The manner of election, term of office, and duties of the officers are as provided in the bylaws.

§ 153505. Powers

The corporation may—

(1) adopt and amend bylaws for the management of its property and the regulation of its affairs;

(2) adopt and alter a corporate seal;

(3) choose officers, trustees, managers, employees, and agents as the activities of the corporation require;

(4) make contracts;

(5) acquire, own, lease, encumber, and transfer property as necessary or proper to carry out the purposes of the corporation;

(6) borrow money, issue instruments of indebtedness, and secure its obligations by granting security interests in its property;

(7) sue and be sued; and

(8) do any other act necessary and proper to carry out the purposes of the corporation.

1 **§ 153506. Exclusive right to name**

2 The corporation has the exclusive right to use and to allow others to use
3 the name “National Tropical Botanical Garden”.

4 **§ 153507. Restrictions**

5 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
6 clare or pay a dividend.

7 (b) POLITICAL ACTIVITIES.—The corporation or a trustee or officer as
8 such may not contribute to, support, or assist a political party or candidate
9 for elective public office.

10 (c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
11 corporation may not inure to the benefit of, or be distributed to, a trustee,
12 officer, or member during the life of the corporation or on its dissolution
13 or final liquidation. This subsection does not prevent the payment of reason-
14 able compensation to an officer or reimbursement for actual necessary ex-
15 penses in amounts approved by the board of trustees.

16 (d) LOANS.—The corporation may not make a loan to a trustee, officer,
17 or employee. Trustees who vote for or assent to making a loan to a trustee,
18 officer, or employee, and officers who participate in making the loan, are
19 jointly and severally liable to the corporation for the amount of the loan
20 until it is repaid.

21 **§ 153508. Principal office and location of activities and gar-**
22 **dens**

23 (a) PRINCIPAL OFFICE.—The principal office of the corporation shall be
24 in the District of Columbia or another place decided by the board of trust-
25 ees.

26 (b) LOCATION OF ACTIVITIES AND GARDENS.—The activities of the cor-
27 poration may be conducted anywhere. However, the corporation may estab-
28 lish tropical botanical gardens only in the United States and its territories
29 and possessions.

30 **§ 153509. Records and inspection**

31 (a) RECORDS.—The corporation shall keep—

32 (1) correct and complete records of account;

33 (2) minutes of the proceedings of its board of trustees and commit-
34 tees; and

35 (3) at its principal office, a record of the names and addresses of
36 its members entitled to vote.

37 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
38 the member, may inspect the records of the corporation for any proper pur-
39 pose, at any reasonable time.

§ 153510. Statement required in audit report

The corporation shall include in the audit report statement required under section 10101(b)(1)(B) of this title a schedule of all contracts requiring payments greater than \$10,000 and all payments of compensation or fees at a rate of greater than \$10,000 a year.

§ 153511. Service of process

The corporation shall have a designated agent in the District of Columbia to receive service of process for the corporation. Notice to or service on the agent, or mailed to the business address of the agent, is notice to or service on the corporation.

§ 153512. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 153513. Distribution of assets on dissolution or final liquidation

(a) ALLOWABLE RECIPIENTS.—On dissolution or final liquidation of the corporation, any assets remaining after the discharge of all liabilities shall be distributed, as decided by the board of trustees, to—

(1) the United States Government, to be administered by the Secretary of the Interior under the Act of August 25, 1916 (16 U.S.C. 1 et seq.) (known as the National Park Service Organic Act); or

(2) a State or local government to be used for a public purpose.

(b) RESTRICTION.—A distribution under subsection (a) of this section shall be consistent with the purposes of the corporation and in compliance with the charter and bylaws.

**CHAPTER 1537—NATIONAL WOMAN’S RELIEF CORPS,
AUXILIARY TO THE GRAND ARMY OF THE REPUBLIC**

Sec.

153701. Organization.

153702. Purposes.

153703. Membership.

153704. Governing body.

153705. Powers.

153706. Exclusive right to name, seals, emblems, and badges.

153707. Restrictions.

153708. Principal office.

153709. Records and inspection.

153710. Service of process.

153711. Liability for acts of officers and agents.

153712. Annual report.

153713. Distribution of assets on dissolution or final liquidation.

§ 153701. Organization

(a) FEDERAL CHARTER.—National Woman’s Relief Corps, Auxiliary to the Grand Army of the Republic (in this chapter, the “corporation”), is a federally chartered corporation.

(b) PLACE OF INCORPORATION AND DOMICILE.—The corporation is declared to be incorporated and domiciled in the District of Columbia.

(c) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

§ 153702. Purposes

The purposes of the corporation are—

(1) to perpetuate the memory of the Grand Army of the Republic, as the National Woman’s Relief Corps is its auxiliary and was organized at its request in 1883, and of the men who saved the Union in 1861 to 1865;

(2) to assist in every practicable way in preserving, and making available for research, documents and records pertaining to the Grand Army of the Republic and its members;

(3) to cooperate in doing honor to all those who have served our country patriotically in any war;

(4) to teach patriotism, the duties of citizenship, the true history of our country, and the love and honor of our flag;

(5) to oppose every tendency or movement that would weaken loyalty to, destroy, or impair our constitutional Union; and

(6) to inculcate and broadly sustain the American principles of representative government, equal rights, and impartial justice for all.

§ 153703. Membership

Except as provided in this chapter, eligibility for membership in the corporation and the rights, privileges, and designation of classes of members are as provided in the constitution and bylaws of the corporation. Eligibility for membership is limited to—

(1) women who are the wives, mothers, daughters, and sisters of Union soldiers, sailors, and marines; and

(2) other loyal women who have not given aid or comfort to the enemies of the United States of America.

§ 153704. Governing body

(a) NATIONAL CONVENTION.—(1) The national convention is the supreme governing authority of the corporation.

(2) The national convention is composed of officers and elected representatives from the States as provided by the regulations of the corporation. However, the form of government of the corporation must be representative of the membership at large and may not permit concentration of control in a limited number of members or in a self-perpetuating group not representative of the membership at large.

(3) The meetings of the national convention may be held in the District of Columbia or in any State.

(4) During the intervals between the convention, the executive officers are the governing board of the corporation and are responsible for the general policies, program, and activities of the corporation.

(b) COUNCIL OF ADMINISTRATION.—The council of administration of the corporation shall consist of at least 7 members elected in the manner and for the term provided in the constitution and bylaws of the corporation.

(c) OFFICERS.—(1) The officers of the corporation are a national president, senior vice national president, junior vice national president, secretary, treasurer, and other officers as provided in the constitution and bylaws. One individual may hold the offices of secretary and treasurer.

(2) The titles, manner of election, term of office, and duties of the officers are as provided in the constitution and bylaws.

§ 153705. Powers

The corporation may—

- (1) adopt and amend a constitution and bylaws for the management of its property and the regulation of its affairs;
- (2) adopt and alter a corporate seal;
- (3) choose officers as the corporation requires;
- (4) make contracts;
- (5) acquire, own, lease, encumber, and transfer property as necessary or convenient to carry out the purposes of the corporation; and
- (6) sue and be sued.

§ 153706. Exclusive right to name, seals, emblems, and badges

The corporation and its subordinate corps have the exclusive right to use the name “National Woman’s Relief Corps, Auxiliary to the Grand Army of the Republic”. The corporation has the exclusive right to use and to allow others to use seals, emblems, and badges the corporation adopts.

§ 153707. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) POLITICAL ACTIVITIES.—The corporation or an officer or agent as such may not contribute to, support, or assist a political party or candidate for public office.

(c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, an officer or member during the life of the corporation or on its dissolution or final liquidation. This subsection does not prevent the payment of reasonable compensation to an officer or reimbursement for actual necessary expenses in amounts approved by the council of administration of the corporation.

(d) LOANS.—The corporation may not make a loan or advance to an officer or member of the corporation. Members of the council of administration who vote for or assent to making a loan or advance to an officer or member, and officers who participate in making the loan or advance, are jointly and severally liable to the corporation for the amount of the loan or advance until it is repaid.

§ 153708. Principal office

The principal office of the corporation shall be in Springfield, Illinois. However, the activities of the corporation are not confined to Springfield but may be conducted throughout the States of the United States and the District of Columbia.

§ 153709. Records and inspection

(a) RECORDS.—The corporation shall keep—

- (1) correct and complete records of account; and
- (2) minutes of the proceedings of its national convention.

(b) INSPECTION.—A member, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 153710. Service of process

The corporation shall have a designated agent in the District of Columbia to receive service of process, notice, or demand for the corporation. Designation of the agent shall be filed in the office of the Mayor of the District of Columbia or another office designated by the Mayor. Notice to or service on the agent is notice to or service on the corporation.

§ 153711. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 153712. Annual report

Not later than 6 months after the end of each fiscal year, the corporation shall submit a report to Congress on the activities of the corporation during the prior fiscal year. The report may consist of a report on the proceedings of the national convention during that fiscal year. The report may not be printed as a public document.

§ 153713. Distribution of assets on dissolution or final liquidation

On dissolution or final liquidation of the corporation, its assets shall be distributed as follows:

- (1) All liabilities shall be paid and discharged, or adequate provision for payment and discharge shall be made.

(2) Assets held on condition requiring return or transfer on dissolution of the corporation shall be returned or transferred as required by the condition.

(3) Assets received and held subject to a limitation permitting use only for charitable, religious, benevolent, educational, or similar purposes, but not held on a condition requiring return or transfer on dissolution of the corporation, shall be transferred to one or more appropriate domestic or foreign corporations, societies, or organizations under a plan of distribution adopted as provided in this chapter.

(4) Other assets shall be distributed as provided by the articles of incorporation or bylaws to the extent that the articles or bylaws provide the distributive rights of members, or any class of members, or provide for distribution to others.

(5) Any remaining assets may be distributed to persons, societies, organizations, or domestic or foreign corporations engaged in activities not for profit, as provided in a plan of distribution adopted by the council of administration of the corporation and in compliance with the constitution and bylaws of the corporation.

CHAPTER 1539—THE NATIONAL YOEMEN F

Sec.

153901. Organization.

153902. Purposes.

153903. Powers.

153904. Deposit of historical material.

§ 153901. Organization

(a) FEDERAL CHARTER.—The National Yoemen F (in this chapter, the “corporation”) is a federally chartered corporation.

(b) PLACE OF INCORPORATION.—The corporation is declared to be incorporated in the District of Columbia.

§ 153902. Purposes

The purposes of the corporation are patriotic, historical, and educational and are—

(1) to foster and perpetuate the memory of the service of Yoemen (f) in the United States Naval Reserve Force of the United States Navy during World War I;

(2) to preserve the memories and incidents of their association in World War I by the encouragement of historical research concerning the service of Yoemen (f);

(3) to cherish, maintain, and extend the institutions of American freedom by the promotion of celebrations of all patriotic anniversaries;

(4) to foster true patriotism and love of country; and

(5) to aid in securing for mankind all the blessings of liberty.

1 **§ 153903. Powers**

2 The corporation may—

3 (1) adopt a constitution and bylaws;

4 (2) adopt a seal; and

5 (3) hold real and personal property in the United States, but only
6 to the extent necessary to carry out the purposes of the corporation
7 and only in an amount not more than \$50,000.

8 **§ 153904. Deposit of historical material**

9 The Regents of the Smithsonian Institution may permit the corporation
10 to deposit its collections, manuscripts, books, pamphlets, and other material
11 for history in the Smithsonian Institution or in the National Museum, on
12 conditions and under rules they prescribe.

13 **CHAPTER 1541—NAVAL SEA CADET CORPS**

Sec.

154101. Organization.

154102. Purposes.

154103. Membership.

154104. Governing body.

154105. Powers.

154106. Exclusive right to name, insignia, emblems, badges, marks, and words.

154107. Restrictions.

154108. Principal office.

154109. Records and inspection.

154110. Service of process.

154111. Liability for acts of officers and agents.

154112. Annual report.

154113. Distribution of assets on dissolution or final liquidation.

14 **§ 154101. Organization**

15 (a) FEDERAL CHARTER.—Naval Sea Cadet Corps (in this chapter, the
16 “corporation”) is a federally chartered corporation.

17 (b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
18 tion has perpetual existence.

19 **§ 154102. Purposes**

20 The purposes of the corporation are, through organization and coopera-
21 tion with the Department of the Navy—

22 (1) to encourage and aid American young people to develop an inter-
23 est and skill in basic seamanship and in its naval adaptations;

24 (2) to train them in seagoing skills; and

25 (3) to teach them patriotism, courage, self-reliance, and kindred vir-
26 tues.

27 **§ 154103. Membership**

28 Except as provided in this chapter, eligibility for membership in the cor-
29 poration and the rights, privileges, and designation of classes of members
30 are as provided in the constitution and bylaws of the corporation.

1 **§ 154104. Governing body**

2 (a) BOARD OF DIRECTORS.—(1) The board of directors is the governing
3 body of the corporation. The board is responsible for the general policies
4 and program of the corporation and the control of all funds of the corpora-
5 tion.

6 (2) The number of directors, their manner of selection (including the fill-
7 ing of vacancies), and their term of office are as provided in the constitution
8 and bylaws. However, the board shall have at least 10 but not more than
9 25 directors.

10 (b) OFFICERS.—(1) The officers of the corporation are a president, one
11 or more vice presidents as provided in the constitution and bylaws, a sec-
12 retary, a treasurer, and other officers as provided in the constitution and
13 bylaws.

14 (2) The manner of election, term of office, and duties of the officers are
15 as provided in the constitution and bylaws.

16 **§ 154105. Powers**

17 The corporation may—

18 (1) adopt and amend a constitution and bylaws for the management
19 of its property and the regulation of its affairs;

20 (2) adopt and alter a corporate seal;

21 (3) choose officers, managers, employees, and agents as the activities
22 of the corporation require;

23 (4) make contracts;

24 (5) acquire, own, lease, encumber, and transfer property as necessary
25 or convenient to carry out the purposes of the corporation;

26 (6) borrow money, issue instruments of indebtedness, and secure its
27 obligations by granting security interests in its property; and

28 (7) sue and be sued.

29 **§ 154106. Exclusive right to name, insignia, emblems,**
30 **badges, marks, and words**

31 The corporation has the exclusive right to use the name “Naval Sea
32 Cadet Corps” and distinctive insignia, emblems, and badges, descriptive or
33 designating marks, and words or phrases required to carry out the duties
34 and powers of the corporation. This section does not affect any vested
35 rights.

36 **§ 154107. Restrictions**

37 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
38 clare or pay a dividend.

39 (b) POLITICAL ACTIVITIES.—The corporation or a director or officer as
40 such may not contribute to, support, or assist a political party or candidate
41 for public office.

(c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member during the life of the corporation or on its dissolution or final liquidation. This subsection does not prevent the payment of compensation to an officer in an amount approved by the board of directors.

(d) LOANS.—The corporation may not make a loan or advance to a director, officer, or employee. Directors who vote for or assent to making a loan or advance to a director, officer, or employee, and officers who participate in making the loan or advance, are jointly and severally liable to the corporation for the amount of the loan or advance until it is repaid.

§ 154108. Principal office

The principal office of the corporation shall be in Tacoma, Washington, or another place decided by the board of directors. However, the activities of the corporation are not confined to the place where the principal office is located but may be conducted throughout the States, territories, and possessions of the United States.

§ 154109. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its members, board of directors, and committees; and

(3) at its principal office, a record of the names and addresses of its members entitled to vote.

(b) INSPECTION.—A member entitled to vote, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 154110. Service of process

The corporation shall have a designated agent in the District of Columbia to receive service of process for the corporation. Notice to or service on the agent, or mailed to the business address of the agent, is notice to or service on the corporation.

§ 154111. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 154112. Annual report

The corporation shall submit an annual report to the Secretary of the Navy on the activities of the corporation during the prior calendar year. The Secretary shall communicate to Congress any part of the report that the Secretary considers appropriate.

§ 154113. Distribution of assets on dissolution or final liquidation

On dissolution or final liquidation of the corporation, any assets remaining after the discharge of all liabilities shall be distributed as provided by the board of directors, but in compliance with the constitution and bylaws of the corporation.

CHAPTER 1543—NAVY CLUB OF THE UNITED STATES OF AMERICA

Sec.

154301. Organization.

154302. Purposes.

154303. Powers.

154304. Annual report.

§ 154301. Organization

(a) FEDERAL CHARTER.—Navy Club of the United States of America (in this chapter, the “corporation”) is a federally chartered corporation.

(b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

§ 154302. Purposes

The purposes of the corporation are—

(1) to encourage, promote, and maintain comradeship among individuals who are or have been in the active service of the United States Navy, the United States Marine Corps, or the United States Coast Guard;

(2) to revere, honor, and perpetuate the memory of individuals described in clause (1) of this section who have departed this life;

(3) to promote and encourage further public interest in the United States Navy, the United States Marine Corps, and the United States Coast Guard and the history of those organizations;

(4) to uphold the spirit and ideals of the United States Navy, the United States Marine Corps, and the United States Coast Guard;

(5) to promote the ideals of American freedom and democracy and to fit its members for the duties of citizenship and to encourage them to serve as ably as citizens as they have served the Nation under arms; and

(6) to maintain true allegiance to American institutions.

§ 154303. Powers

The corporation may—

(1) adopt and amend bylaws;

(2) adopt and alter a corporate seal;

(3) appoint or elect officers and agents;

(4) choose a board of trustees, consisting of at least 5 but not more than 15 individuals, to conduct the business and exercise the powers of the corporation;

(5) establish and maintain offices to conduct its activities;

(6) acquire, own, lease, encumber, and transfer property as necessary or appropriate to carry out the purposes of the corporation;

(7) charge and collect membership dues and receive contributions of money or property to be devoted to carrying out the purposes of the corporation;

(8) sue and be sued; and

(9) do any other act necessary or appropriate to carry out the purposes of the corporation.

§ 154304. Annual report

Not later than December 1 of each year, the corporation shall submit a report to Congress on the activities of the corporation during the prior calendar year. The report may not be printed as a public document.

CHAPTER 1545—NAVY WIVES CLUBS OF AMERICA

Sec.

154501. Definition.

154502. Organization.

154503. Purposes.

154504. Membership.

154505. Governing body.

154506. Powers.

154507. Restrictions.

154508. Duty to maintain corporate and tax-exempt status.

154509. Records and inspection.

154510. Service of process.

154511. Liability for acts of officers and agents.

154512. Annual report.

§ 154501. Definition

For purposes of this chapter, “State” includes the District of Columbia and the territories and possessions of the United States.

§ 154502. Organization

(a) **FEDERAL CHARTER.**—Navy Wives Clubs of America (in this chapter, the “corporation”), incorporated in California, is a federally chartered corporation.

(b) **EXPIRATION OF CHARTER.**—If the corporation does not comply with any provision of this chapter, the charter granted by this chapter expires.

§ 154503. Purposes

The purposes of the corporation are as provided in the articles of incorporation and include—

(1) supporting the Constitution of the United States;

(2) promoting a friendly relationship between the wives of enlisted men who are serving in the active United States Navy, United States

Marine Corps, or United States Coast Guard or in the Active Reserves of those services; and

(3) performing charitable activities as provided in the constitution or bylaws of the corporation.

§ 154504. Membership

Eligibility for membership in the corporation and the rights and privileges of members are as provided in the bylaws.

§ 154505. Governing body

(a) BOARD OF DIRECTORS.—The board of directors and the responsibilities of the board are as provided in the articles of incorporation.

(b) OFFICERS.—The officers and the election of officers are as provided in the articles of incorporation.

§ 154506. Powers

The corporation has only the powers provided in its bylaws and articles of incorporation filed in each State in which it is incorporated.

§ 154507. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) POLITICAL ACTIVITIES.—The corporation or a director or officer as such may not contribute to, support, or participate in any political activity or attempt to influence legislation.

(c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member during the life of the charter granted by this chapter. This subsection does not prevent the payment of reasonable compensation to an officer or reimbursement for actual necessary expenses in amounts approved by the board of directors.

(d) LOANS.—The corporation may not make a loan to a director, officer, or employee.

(e) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORITY.—The corporation may not claim congressional approval or the authority of the United States Government for any of its activities.

§ 154508. Duty to maintain corporate and tax-exempt status

(a) CORPORATE STATUS.—The corporation shall maintain its status as a corporation incorporated under the laws of each State in which it is incorporated.

(b) TAX-EXEMPT STATUS.—The corporation shall maintain its status as an organization exempt from taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

§ 154509. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its members, board of directors, and committees; and

(3) at its principal office, a record of the names and addresses of its members entitled to vote.

(b) INSPECTION.—A member entitled to vote, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 154510. Service of process

The corporation shall comply with the law on service of process of each State in which it is incorporated and each State in which it carries on activities.

§ 154511. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 154512. Annual report

The corporation shall submit an annual report to Congress on the activities of the corporation during the prior fiscal year. The report shall be submitted at the same time as the report of the audit required by section 10101 of this title. The report may not be printed as a public document.

CHAPTER 1547—NON COMMISSIONED OFFICERS ASSOCIATION OF THE UNITED STATES OF AMERICA, INCORPORATED

Sec.

154701. Definition.

154702. Organization.

154703. Purposes.

154704. Membership.

154705. Governing body.

154706. Powers.

154707. Exclusive right to name, seals, emblems, and badges.

154708. Restrictions.

154709. Duty to maintain tax-exempt status.

154710. Records and inspection.

154711. Service of process.

154712. Liability for acts of officers and agents.

154713. Annual report.

§ 154701. Definition

For purposes of this chapter, “State” includes the District of Columbia and the territories and possessions of the United States.

§ 154702. Organization

(a) FEDERAL CHARTER.—Non Commissioned Officers Association of the United States of America, Incorporated (in this chapter, the “corporation”), a nonprofit corporation incorporated in Texas, is a federally chartered corporation.

(b) EXPIRATION OF CHARTER.—If the corporation does not comply with any provision of this chapter, the charter granted by this chapter expires.

§ 154703. Purposes

The purposes of the corporation are as provided in the bylaws and articles of incorporation and include—

(1) upholding and defending the Constitution of the United States;

(2) promoting health, prosperity, and scholarship among its members and their dependents and survivors through benevolent programs;

(3) assisting veterans and their dependents and survivors through a service program established for that purpose;

(4) improving conditions for service members, veterans, and their dependents and survivors; and

(5) fostering fraternal and social activities among its members in recognition that cooperative action is required for the furtherance of their common interests.

§ 154704. Membership

(a) ELIGIBILITY.—Except as provided in this chapter, eligibility for membership in the corporation and the rights and privileges of members are as provided in the constitution and bylaws of the corporation.

(b) NONDISCRIMINATION.—The terms of membership may not discriminate on the basis of race, color, religion, sex, disability, age, or national origin.

§ 154705. Governing body

(a) BOARD OF DIRECTORS.—The board of directors and the responsibilities of the board are as provided in the articles of incorporation.

(b) OFFICERS.—The officers and the election of officers are as provided in the articles of incorporation.

(c) NONDISCRIMINATION.—The requirements for serving as a director or officer may not discriminate on the basis of race, color, religion, sex, disability, age, or national origin.

§ 154706. Powers

The corporation has only the powers provided in its bylaws and articles of incorporation filed in each State in which it is incorporated.

§ 154707. Exclusive right to name, seals, emblems, and badges

The corporation has the exclusive right to use the names “The Non Commissioned Officers Association of the United States of America”, “Non Commissioned Officers Association of the United States of America”, “Non Commissioned Officers Association”, and “NCOA”, and seals, emblems, and badges the corporation adopts. This section does not affect any vested rights.

1 **§ 154708. Restrictions**

2 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
3 clare or pay a dividend.

4 (b) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
5 corporation may not inure of the benefit of, or be distributed to, a director,
6 officer, or member during the life of the charter granted by this chapter.
7 This subsection does not prevent the payment of reasonable compensation
8 to an officer or reimbursement for actual necessary expenses in amounts ap-
9 proved by the board of directors.

10 (c) LOANS.—The corporation may not make a loan to a director, officer,
11 or employee.

12 (d) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORITY.—The corpora-
13 tion may not claim congressional approval or the authority of the United
14 States Government for any of its activities.

15 **§ 154709. Duty to maintain tax-exempt status**

16 The corporation shall maintain its status as an organization exempt from
17 taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

18 **§ 154710. Records and inspection**

19 (a) RECORDS.—The corporation shall keep—

20 (1) correct and complete records of account;

21 (2) minutes of the proceedings of its members, board of directors,
22 and committees; and

23 (3) at its principal office, a record of the names and addresses of
24 its members entitled to vote.

25 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
26 the member, may inspect the records of the corporation for any proper pur-
27 pose, at any reasonable time.

28 **§ 154711. Service of process**

29 The corporation shall comply with the law on service of process of each
30 State in which it is incorporated and each State in which it carries on ac-
31 tivities.

32 **§ 154712. Liability for acts of officers and agents**

33 The corporation is liable for the acts of its officers and agents acting
34 within the scope of their authority.

35 **§ 154713. Annual report**

36 The corporation shall submit an annual report to Congress on the activi-
37 ties of the corporation during the prior fiscal year. The report shall be sub-
38 mitted at the same time as the report of the audit required by section
39 10101 of this title. The report may not be printed as a public document.

CHAPTER 1601—[RESERVED]

CHAPTER 1701—PARALYZED VETERANS OF AMERICA

Sec.

170101. Organization.

170102. Purposes.

170103. Membership.

170104. Powers.

170105. Exclusive right to name, seals, emblems, and badges.

170106. Restrictions.

170107. Headquarters and principal place of business.

170108. Records and inspection.

170109. Service of process.

170110. Liability for acts of officers and agents.

170111. Distribution of assets on dissolution or final liquidation.

§ 170101. Organization

(a) FEDERAL CHARTER.—Paralyzed Veterans of America (in this chapter, the “corporation”) is a federally chartered corporation.

(b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

§ 170102. Purposes

The purposes of the corporation are—

(1) to preserve the great and basic truths and enduring principles on which this Nation was founded;

(2) to form a national association for the benefit of individuals who have suffered injuries or diseases of the spinal cord;

(3) to acquaint the public with the needs and problems of paraplegics;

(4) to promote medical research in the several fields connected with injuries and diseases of the spinal cord, including research in neurosurgery and orthopedics and in genitourinary and orthopedic appliances; and

(5) to advocate and foster complete and effective reconditioning programs for paraplegics, including a thorough physical reconditioning program, physiotherapy, competent walking instructions, adequate guidance (both vocational and educational), academic and vocational education (both in hospitals and in educational institutions), psychological orientation and readjustment to family and friends, and occupational therapy (both functional and diversional).

§ 170103. Membership

An individual is eligible for membership in the corporation if the individual—

(1) is a citizen of the United States;

(2) was regularly enlisted, inducted, or commissioned, and was accepted for or on active duty, in the Army, Navy, Marine Corps, Air

Force, or Coast Guard of the United States or an ally of the United States;

(3)(A) was separated from service in the armed forces under conditions other than dishonorable; or

(B) is on active duty or must continue to serve after the cessation of hostilities; and

(4) has suffered a spinal cord injury or disease, whether or not service connected in origin.

§ 170104. Powers

(a) SPECIFIC POWERS.—The corporation may—

(1) adopt and amend a constitution and bylaws;

(2) adopt and alter a corporate seal, emblems, and badges;

(3) choose officers, representatives, and agents as necessary to carry out the purposes of the corporation;

(4) make contracts;

(5) accept gifts, legacies, and devises that will further the purposes of the corporation;

(6) acquire, own, lease, encumber, and transfer property as necessary to carry out the purposes of the corporation;

(7) borrow money, issue instruments of indebtedness, and secure its obligations by granting security interests in its property;

(8) establish, regulate, and discontinue subordinate State and regional organizations and local chapters or posts;

(9) establish and maintain offices to conduct the affairs of the corporation;

(10) publish a magazine, newspaper, and other publications;

(11) sue and be sued; and

(12) do any other act necessary and proper to carry out the purposes of the corporation.

(b) PRIVILEGES OF OTHER NATIONAL VETERANS' ORGANIZATIONS.—Privileges granted to other national veterans' organizations as a result of their being incorporated by Congress are also granted to the corporation.

§ 170105. Exclusive right to name, seals, emblems, and badges

The corporation and its State and regional organizations and local chapters or posts have the exclusive right to use the name “Paralyzed Veterans of America” and seals, emblems, and badges the corporation lawfully adopts.

§ 170106. Restrictions

(a) PROFIT.—The corporation may not engage in business for profit.

(b) STOCK.—The corporation may not issue stock.

(c) **POLITICAL ACTIVITIES.**—The corporation shall be nonpolitical and may not provide financial aid to, or otherwise promote the candidacy of, an individual seeking public office.

(d) **DISTRIBUTION OF INCOME OR ASSETS.**—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, member, or employee during the life of the corporation or on its dissolution or final liquidation. This subsection does not prevent the payment of reasonable compensation to an officer or employee or reimbursement for actual necessary expenses in amounts approved by the board of directors.

(e) **LOANS.**—The corporation may not make a loan to a director, officer, member, or employee. Directors who vote for or assent to making such a loan, and officers who participate in making the loan, are jointly and severally liable to the corporation for the amount of the loan until it is repaid.

§ 170107. Headquarters and principal place of business

The headquarters and principal place of business of the corporation shall be in the District of Columbia. However, the activities of the corporation are not confined to the District of Columbia but may be conducted throughout the States, territories, and possessions of the United States.

§ 170108. Records and inspection

(a) **RECORDS.**—The corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its members, executive committee, and other committees; and

(3) at its principal office, a record of the names and addresses of its members entitled to vote.

(b) **INSPECTION.**—A member entitled to vote, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 170109. Service of process

As a condition to the exercise of any power or privilege granted by this chapter, the corporation shall file, with the secretary of state or other designated official of each State, territory, or possession of the United States in which an organization, chapter, or post is organized, the name and address of an agent in that State, territory, or possession on whom legal process or demands against the corporation may be served.

§ 170110. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 170111. Distribution of assets on dissolution or final liquidation

On dissolution or final liquidation of the corporation, any assets remaining after the discharge or satisfactory provision for discharge of all liabilities shall be transferred to the Secretary of Veterans Affairs to be applied to the care and comfort of paralyzed veterans.

**CHAPTER 1703—PEARL HARBOR SURVIVORS
ASSOCIATION**

Sec.

- 170301. Definition.
- 170302. Organization.
- 170303. Purposes.
- 170304. Membership.
- 170305. Governing body.
- 170306. Powers.
- 170307. Exclusive right to name, seals, emblems, and badges.
- 170308. Restrictions.
- 170309. Duty to maintain tax-exempt status.
- 170310. Records and inspection.
- 170311. Service of process.
- 170312. Liability for acts of officers and agents.
- 170313. Annual report.

§ 170301. Definition

For purposes of this chapter, “State” includes the District of Columbia and the territories and possessions of the United States.

§ 170302. Organization

(a) **FEDERAL CHARTER.**—Pearl Harbor Survivors Association (in this chapter, the “corporation”), a nonprofit corporation incorporated in Missouri, is a federally chartered corporation.

(b) **EXPIRATION OF CHARTER.**—If the corporation does not comply with any provision of this chapter, the charter granted by this chapter expires.

§ 170303. Purposes

The purposes of the corporation are as provided in its articles of incorporation and include—

- (1) upholding and defending the Constitution of the United States;
- (2) collating, preserving, and encouraging the study of historical episodes, chronicles, mementos, and events pertaining to “The Day of Infamy, 7 December 1941”, and in particular those memories and records of patriotic service performed by the heroic Pearl Harbor survivors and nonsurvivors;
- (3) shielding from neglect the graves, past and future, of those who served at Pearl Harbor on that day;
- (4) stimulating communities and political subdivisions into taking more interest in the affairs and future of the United States to keep our Nation alert;

(5) fighting unceasingly for our national security to protect the United States from enemies within and without our borders;

(6) preserving the American way of life and fostering the spirit and practice of Americanism; and

(7) instilling love of country and flag and promoting soundness of mind and body in the youth of our Nation.

§ 170304. Membership

(a) ELIGIBILITY.—Eligibility for membership in the corporation and the rights and privileges of members are as provided in the constitution and bylaws of the corporation.

(b) NONDISCRIMINATION.—The terms of membership may not discriminate on the basis of race, color, religion, or national origin.

§ 170305. Governing body

(a) BOARD OF DIRECTORS.—The board of directors and the responsibilities of the board are as provided in the articles of incorporation.

(b) OFFICERS.—The officers and the election of officers are as provided in the articles of incorporation.

(c) NONDISCRIMINATION.—The requirements for holding office in the corporation may not discriminate on the basis of race, color, religion, or national origin.

§ 170306. Powers

The corporation has the powers provided in its bylaws and articles of incorporation filed in the State in which it is incorporated, including the power to—

(1) adopt and amend a constitution and bylaws for the management of its property and the regulation of its affairs;

(2) adopt and alter a corporate seal;

(3) adopt emblems and badges;

(4) establish, maintain, and regulate offices to conduct the affairs of the corporation;

(5) publish a magazine and other publications;

(6) charge and collect membership dues and subscription fees and receive contributions or grants of money or property to be used to carry out the purposes of the corporation;

(7) accept gifts, legacies, and devises that will further the purposes of the corporation;

(8) promote the formation of auxiliaries, the membership requirements of which shall be as provided in the constitution and the bylaws of the corporation;

(9) sue and be sued; and

1 (10) do any other act necessary or desirable to carry out the pur-
2 poses of the corporation.

3 **§ 170307. Exclusive right to name, seals, emblems, and**
4 **badges**

5 The corporation and its regional districts and local branches have the ex-
6 clusive right to use the name “Pearl Harbor Survivors Association” and
7 seals, emblems, and badges the corporation adopts.

8 **§ 170308. Restrictions**

9 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
10 clare or pay a dividend.

11 (b) POLITICAL ACTIVITIES.—The corporation or a director or officer as
12 such may not contribute to, support, or participate in any political activity
13 or in any manner attempt to influence legislation.

14 (c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
15 corporation may not inure to the benefit of, or be distributed to, a director,
16 officer, or member during the life of the charter granted by this chapter
17 or on dissolution or final liquidation of the corporation. This subsection does
18 not prevent the payment of compensation to an officer or reimbursement
19 for actual necessary expenses in amounts approved by the board of direc-
20 tors.

21 (d) LOANS.—The corporation may not make a loan to a director, officer,
22 or employee.

23 (e) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORIZATION.—The
24 corporation may not claim congressional approval or the authority of the
25 United States Government for any of its activities.

26 **§ 170309. Duty to maintain tax-exempt status**

27 The corporation shall maintain its status as an organization exempt from
28 taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

29 **§ 170310. Records and inspection**

30 (a) RECORDS.—The corporation shall keep—

- 31 (1) correct and complete records of account;
- 32 (2) minutes of the proceedings of its members, board of directors,
33 and committees; and
- 34 (3) at its principal office, a record of the names and addresses of
35 its members entitled to vote.

36 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
37 the member, may inspect the records of the corporation for any proper pur-
38 pose, at any reasonable time.

1 **§ 170311. Service of process**

2 The corporation shall comply with the law on service of process of each
3 State in which it is incorporated and each State in which it carries on ac-
4 tivities.

5 **§ 170312. Liability for acts of officers and agents**

6 The corporation is liable for the acts of its officers and agents acting
7 within the scope of their authority.

8 **§ 170313. Annual report**

9 The corporation shall submit an annual report to Congress on the activi-
10 ties of the corporation during the prior fiscal year. The report shall be sub-
11 mitted at the same time as the report of the audit required by section
12 10101 of this title. The report may not be printed as a public document.

13 **CHAPTER 1705—POLISH LEGION OF AMERICAN**
14 **VETERANS, U.S.A.**

Sec.

- 170501. Definition.
- 170502. Organization.
- 170503. Purposes.
- 170504. Membership.
- 170505. Governing body.
- 170506. Powers.
- 170507. Restrictions.
- 170508. Duty to maintain tax-exempt status.
- 170509. Records and inspection.
- 170510. Service of process.
- 170511. Liability for acts of officers and agents.
- 170512. Annual report.

15 **§ 170501. Definition**

16 For purposes of this chapter, “State” includes the District of Columbia
17 and the territories and possessions of the United States.

18 **§ 170502. Organization**

19 (a) FEDERAL CHARTER.—Polish Legion of American Veterans, U.S.A.
20 (in this chapter, the “corporation”), a nonprofit corporation incorporated in
21 Illinois, is a federally chartered corporation.

22 (b) EXPIRATION OF CHARTER.—If the corporation does not comply with
23 any provision of this chapter, the charter granted by this chapter expires.

24 **§ 170503. Purposes**

25 The purposes of the corporation are as provided in its articles of incorpo-
26 ration. The corporation shall function as a veterans’ and patriotic organiza-
27 tion as authorized by the laws of each State in which it is incorporated.

28 **§ 170504. Membership**

29 (a) ELIGIBILITY.—Except as provided in this chapter, eligibility for mem-
30 bership in the corporation and the rights and privileges of members are as
31 provided in the constitution and bylaws of the corporation.

32 (b) NONDISCRIMINATION.—The terms of membership may not discrimi-
33 nate on the basis of race, color, religion, or national origin.

1 **§ 170505. Governing body**

2 (a) BOARD OF DIRECTORS.—The board of directors and the responsibil-
3 ities of the board are as provided in the articles of incorporation.

4 (b) OFFICERS.—The officers and the election of officers are as provided
5 in the articles of incorporation.

6 (c) NONDISCRIMINATION.—The requirements for holding office in the cor-
7 poration may not discriminate on the basis of race, color, religion, or na-
8 tional origin.

9 **§ 170506. Powers**

10 The corporation has only the powers provided in its bylaws and articles
11 of incorporation filed in each State in which it is incorporated.

12 **§ 170507. Restrictions**

13 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
14 clare or pay a dividend.

15 (b) POLITICAL ACTIVITIES.—The corporation or a director or officer as
16 such may not contribute to, support, or participate in any political activity
17 or in any manner attempt to influence legislation.

18 (c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
19 corporation may not inure to the benefit of, or be distributed to, a director,
20 officer, or member during the life of the charter granted by this chapter.
21 This subsection does not prevent the payment of reasonable compensation
22 to an officer or reimbursement for actual necessary expenses in amounts ap-
23 proved by the board of directors.

24 (d) LOANS.—The corporation may not make a loan to a director, officer,
25 or employee.

26 (e) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORIZATION.—The
27 corporation may not claim congressional approval or the authority of the
28 United States Government for any of its activities.

29 **§ 170508. Duty to maintain tax-exempt status**

30 The corporation shall maintain its status as an organization exempt from
31 taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

32 **§ 170509. Records and inspection**

33 (a) RECORDS.—The corporation shall keep—

34 (1) correct and complete records of account;

35 (2) minutes of the proceedings of its members, board of directors,
36 and committees; and

37 (3) at its principal office, a record of the names and addresses of
38 its members entitled to vote.

39 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
40 the member, may inspect the records of the corporation for any proper pur-
41 pose, at any reasonable time.

1 **§ 170510. Service of process**

2 The corporation shall comply with the law on service of process of each
3 State in which it is incorporated and each State in which it carries on ac-
4 tivities.

5 **§ 170511. Liability for acts of officers and agents**

6 The corporation is liable for the acts of its officers and agents acting
7 within the scope of their authority.

8 **§ 170512. Annual report**

9 The corporation shall submit an annual report to Congress on the activi-
10 ties of the corporation during the prior fiscal year. The report shall be sub-
11 mitted at the same time as the report of the audit required by section
12 10101 of this title. The report may not be printed as a public document.

13 **CHAPTER 1801—[RESERVED]**

14 **CHAPTER 1901—RESERVE OFFICERS ASSOCIATION OF**
15 **THE UNITED STATES**

Sec.

190101. Organization.

190102. Purposes.

190103. Membership.

190104. Governing body.

190105. Powers.

190106. Exclusive right to name, seals, emblems, and badges.

190107. Restrictions.

190108. Headquarters.

190109. Records and inspection.

190110. Service of process.

190111. Liability for acts of officers and agents.

190112. Distribution of assets on dissolution or final liquidation.

16 **§ 190101. Organization**

17 (a) FEDERAL CHARTER.—Reserve Officers Association of the United
18 States (in this chapter, the “corporation”) is a federally chartered corpora-
19 tion.

20 (b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
21 tion has perpetual existence.

22 **§ 190102. Purposes**

23 The purposes of the corporation are to support and promote the develop-
24 ment and execution of a military policy for the United States that will pro-
25 vide adequate national security.

26 **§ 190103. Membership**

27 (a) ELIGIBILITY.—Eligibility for membership in the corporation is as pro-
28 vided in the constitution and bylaws of the corporation.

29 (b) VOTING.—Each active member of a department or chapter has one
30 vote in the conduct of official business of that department or chapter.

1 **§ 190104. Governing body**

2 (a) NATIONAL CONVENTION.—The corporation shall hold an annual na-
3 tional convention. The national convention shall be composed of delegates
4 elected by the various departments.

5 (b) NATIONAL EXECUTIVE COMMITTEE.—(1) The national executive com-
6 mittee is the governing body of the corporation.

7 (2) The national executive committee consists of the president, the last
8 past president, 3 vice presidents, 3 junior vice presidents, 3 national execu-
9 tive committee members, and the executive director. Each of these individ-
10 uals, except the executive director, has one vote on each matter decided by
11 the committee.

12 (c) OFFICERS.—(1) The officers of the corporation are a president, 3 vice
13 presidents, 3 junior vice presidents, 3 national executive committee mem-
14 bers, an executive director, a national treasurer, a judge advocate, a sur-
15 geon, a chaplain, a historian, a public relations officer, and other officers
16 as decided at the national convention.

17 (2) The national officers of the corporation shall be elected at the annual
18 national convention, except for the executive director, the national treasurer,
19 and the national public relations officer, who shall be appointed by the na-
20 tional executive committee.

21 (3) The elected officers shall hold office for one year or until their succes-
22 sors have been elected and qualified.

23 (d) VACANCIES.—(1) Except for the positions of president and last past
24 president, a vacancy on the national executive committee shall be filled by
25 the existing members of the committee. An individual appointed by the com-
26 mittee to fill a vacancy serves until the next national convention when the
27 individual's successor shall be elected for the unexpired term, if any, caused
28 by the vacancy.

29 (2) If the president is absent or the office of president is vacant, the na-
30 tional vice president of the same service as the president shall act as presi-
31 dent.

32 **§ 190105. Powers**

33 The corporation may—

34 (1) adopt and amend a constitution and bylaws;

35 (2) adopt and alter a corporate seal;

36 (3) adopt and alter emblems and badges;

37 (4) acquire, own, lease, encumber, and transfer property as necessary
38 to carry out the purposes of the corporation;

39 (5) publish a magazine, newspaper, and other publications;

40 (6) establish, regulate, and discontinue subordinate departmental
41 subdivisions and local chapters;

(7) sue and be sued; and

(8) do any other act necessary and proper to carry out the purposes of the corporation.

§ 190106. Exclusive right to name, seals, emblems, and badges

The corporation and its subordinate departmental subdivisions and local chapters have the exclusive right to use the name “Reserve Officers Association of the United States” and seals, emblems, and badges the corporation adopts.

§ 190107. Restrictions

(a) PROFIT.—The corporation may not engage in business for profit.

(b) STOCK.—The corporation may not issue stock.

(c) POLITICAL ACTIVITIES.—The corporation or an officer or member as such may not contribute to, support, or assist a political party or candidate for public office.

(d) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, an officer or member except on dissolution or final liquidation of the corporation.

(e) LOANS.—The corporation may not make a loan or advance to an officer or member of the national executive committee. Members of the national executive committee who vote for or assent to making a loan or advance to an officer, and officers who participate in making the loan or advance, are jointly and severally liable to the corporation for the amount of the loan or advance until it is repaid.

§ 190108. Headquarters

The headquarters of the corporation shall be in the District of Columbia.

§ 190109. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its national conventions, national executive committee, and national council; and

(3) at its principal office, a record of the names and addresses of its members entitled to vote.

(b) INSPECTION.—A member entitled to vote, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 190110. Service of process

(a) DISTRICT OF COLUMBIA.—The corporation shall have a designated agent in the District of Columbia to receive service of process for the corporation. Notice to or service on the agent is notice to or service on the corporation.

(b) STATES, TERRITORIES, AND POSSESSIONS.—As a condition to the exercise of any power or privilege granted by this chapter, the corporation shall file, with the secretary of state or other designated official of each State, territory, or possession of the United States in which a subordinate department or local chapter is organized, the name and address of an agent in that State, territory, or possession on whom legal process or demands against the corporation may be served.

§ 190111. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 190112. Distribution of assets on dissolution or final liquidation

On dissolution or final liquidation of the corporation, any assets remaining after the discharge of all liabilities shall be divided equally among the then active officers and members.

**CHAPTER 1903—RETIRED ENLISTED ASSOCIATION,
INCORPORATED**

Sec.

- 190301. Definition.
- 190302. Organization.
- 190303. Purposes.
- 190304. Membership.
- 190305. Governing body.
- 190306. Powers.
- 190307. Exclusive right to name, seals, emblems, and badges.
- 190308. Restrictions.
- 190309. Duty to maintain tax-exempt status.
- 190310. Records and inspection.
- 190311. Service of process.
- 190312. Liability for acts of officers and agents.
- 190313. Annual report.

§ 190301. Definition

For purposes of this chapter, “State” includes the District of Columbia and the territories and possessions of the United States.

§ 190302. Organization

(a) FEDERAL CHARTER.—Retired Enlisted Association, Incorporated (in this chapter, the “corporation”), a nonprofit corporation incorporated in Colorado, is a federally chartered corporation.

(b) EXPIRATION OF CHARTER.—If the corporation does not comply with any provision of this chapter, the charter granted by this chapter expires.

§ 190303. Purposes

The purposes of the corporation are as provided in its articles of incorporation and bylaws and include—

- (1) upholding and defending the Constitution of the United States;
- (2) promoting health, prosperity, and scholarship among its members and their dependents and survivors through benevolent programs;

(3) assisting veterans and their dependents and survivors through a service program established for that purpose;

(4) improving conditions for retired enlisted service members, veterans, and their dependents and survivors; and

(5) fostering fraternal and social activities among its members in recognition that cooperative action is required for the furtherance of their common interests.

§ 190304. Membership

(a) ELIGIBILITY.—Except as provided in this chapter, eligibility for membership in the corporation and the rights and privileges of members are as provided in the articles of incorporation and bylaws.

(b) NONDISCRIMINATION.—The terms of membership may not discriminate on the basis of race, color, religion, sex, disability, age, or national origin.

§ 190305. Governing body

(a) BOARD OF DIRECTORS.—The board of directors and the responsibilities of the board are as provided in the articles of incorporation.

(b) OFFICERS.—The officers and the election of officers are as provided in the articles of incorporation.

(c) NONDISCRIMINATION.—The requirements for serving as a director or officer may not discriminate on the basis of race, color, religion, sex, disability, age, or national origin.

§ 190306. Powers

The corporation has only the powers provided in its bylaws and articles of incorporation filed in each State in which it is incorporated.

§ 190307. Exclusive right to name, seals, emblems, and badges

The corporation has the exclusive right to use the names “The Retired Enlisted Association, Incorporated”, “The Retired Enlisted Association”, “Retired Enlisted Association”, and “TREA” and seals, emblems, and badges the corporation adopts. This section does not affect any vested rights.

§ 190308. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member during the life of the charter granted by this chapter. This subsection does not prevent the payment of reasonable compensation to an officer or reimbursement for actual necessary expenses in amounts approved by the board of directors.

1 (c) LOANS.—The corporation may not make a loan to a director, officer,
2 or employee.

3 (d) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORITY.—The corpora-
4 tion may not claim congressional approval or the authority of the United
5 States Government for any of its activities.

6 **§ 190309. Duty to maintain tax-exempt status**

7 The corporation shall maintain its status as an organization exempt from
8 taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

9 **§ 190310. Records and inspection**

10 (a) RECORDS.—The corporation shall keep—

11 (1) correct and complete records of account;

12 (2) minutes of the proceedings of its members, board of directors,
13 and committees; and

14 (3) at its principal office, a record of the names and addresses of
15 its members entitled to vote.

16 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
17 the member, may inspect the records of the corporation for any proper pur-
18 pose, at any reasonable time.

19 **§ 190311. Service of process**

20 The corporation shall comply with the law on service of process of each
21 State in which it is incorporated and each State in which it carries on ac-
22 tivities.

23 **§ 190312. Liability for acts of officers and agents**

24 The corporation is liable for the acts of its officers and agents acting
25 within the scope of their authority.

26 **§ 190313. Annual report**

27 The corporation shall submit an annual report to Congress on the activi-
28 ties of the corporation during the prior fiscal year. The report shall be sub-
29 mitted at the same time as the report of the audit required by section
30 10101 of this title. The report may not be printed as a public document.

31 **CHAPTER 2001—SOCIETY OF AMERICAN FLORISTS AND**
32 **ORNAMENTAL HORTICULTURISTS**

Sec.

200101. Organization.

200102. Purposes.

200103. Powers.

200104. Restrictions.

200105. Principal office.

200106. Nonapplication of audit requirements.

33 **§ 200101. Organization**

34 (a) FEDERAL CHARTER.—Society of American Florists and Ornamental
35 Horticulturists (in this chapter, the “corporation”) is a federally chartered
36 corporation.

(b) PLACE OF INCORPORATION.—The corporation is declared to be incorporated in the District of Columbia.

§ 200102. Purposes

The purposes of the corporation are to educate members of the florist industry and the public, and to promote scientific development, in floriculture and horticulture.

§ 200103. Powers

The corporation may—

(1) adopt a constitution and bylaws for the management of its property and the regulation of its affairs; and

(2)(A) hold property, in the District of Columbia or elsewhere, necessary to carry out the purposes of the corporation, in an amount not to exceed \$1,000,000; and

(B) hold other property donated or bequeathed in any State or territory of the United States.

§ 200104. Restrictions

(a) PROFIT.—The corporation may not operate for profit.

(b) USE OF EARNINGS.—Earnings generated by the corporation may be used only for the purposes provided in section 200102 of this title.

(c) USE OF PROPERTY.—Property held by the corporation, and the proceeds from the property, may be used only for the purposes provided in section 200102 of this title.

(d) PARKS IN THE DISTRICT OF COLUMBIA.—The corporation may not occupy any park in the District of Columbia.

§ 200105. Principal office

The principal office of the corporation shall be located in the District of Columbia. However, annual meetings may be held wherever the corporation decides.

§ 200106. Nonapplication of audit requirements

The audit requirements of section 10101 of this title do not apply to the corporation.

**CHAPTER 2003—SONS OF UNION VETERANS OF THE
CIVIL WAR**

Sec.

200301. Organization.

200302. Purposes.

200303. Membership.

200304. Governing body.

200305. Powers.

200306. Exclusive right to name, seals, emblems, and badges.

200307. Restrictions.

200308. Principal office.

200309. Records and inspection.

200310. Service of process.

200311. Liability for acts of officers and agents.

200312. Annual report.

200313. Distribution of assets on dissolution or final liquidation.

1 **§ 200301. Organization**

2 (a) FEDERAL CHARTER.—Sons of Union Veterans of the Civil War (in
3 this chapter, the “corporation”) is a federally chartered corporation.

4 (b) PLACE OF INCORPORATION AND DOMICILE.—The corporation is de-
5 clared to be incorporated and domiciled in the District of Columbia.

6 (c) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
7 tion has perpetual existence.

8 **§ 200302. Purposes**

9 The purposes of the corporation are—

10 (1) to perpetuate the memory of the Grand Army of the Republic
11 and of the men who saved the Union in 1861 to 1865;

12 (2) to assist in every practicable way in preserving, and making
13 available for research, documents and records pertaining to the Grand
14 Army of the Republic and its members;

15 (3) to cooperate in honoring all those who have served our country
16 patriotically in any war;

17 (4) to teach patriotism, the duties of citizenship, the true history of
18 our country, and the love and honor of our flag;

19 (5) to oppose every tendency or movement that would weaken loyalty
20 to, destroy, or impair our constitutional Union; and

21 (6) to inculcate and broadly sustain the American principles of rep-
22 resentative government, equal rights, and impartial justice for all.

23 **§ 200303. Membership**

24 (a) GENERAL.—Except as provided in this chapter, eligibility for member-
25 ship in the corporation and the rights, privileges, and designation of classes
26 of members are as provided in the constitution and bylaws of the corpora-
27 tion.

28 (b) REQUIRED SERVICE.—Eligibility for membership in the corporation
29 is limited to male blood relatives of an individual who—

30 (1) served at any time during the period from April 12, 1861,
31 through April 9, 1865, as a soldier or sailor in—

32 (A) the United States Army, Navy, Marine Corps, or Revenue-
33 Cutter Service; or

34 (B) a State regiment that was called into active service and was
35 subject to orders of United States general officers during that pe-
36 riod; and

37 (2) was discharged honorably from, or died in, that service.

38 **§ 200304. Governing body**

39 (a) NATIONAL ENCAMPMENT.—(1) The national encampment is the su-
40 preme governing authority of the corporation.

(2) The national encampment is composed of officers and elected representatives from the States and other local subdivisions of the corporation as provided in the constitution and bylaws. However, the form of government of the corporation must be representative of the membership at large and may not permit concentration of control in a limited number of members or in a self-perpetuating group not representative of the membership at large.

(3) The meetings of the national encampment may be held in the District of Columbia or in any State, territory, or possession of the United States.

(b) COUNCIL OF ADMINISTRATION.—(1) During the intervals between the national encampments, the council of administration is the governing board of the corporation and is responsible for the general policies, program, and activities of the corporation.

(2) The council of administration shall consist of at least 7 members elected in the manner and for the term provided in the constitution and bylaws.

(c) OFFICERS.—(1) The officers of the corporation are a commander in chief, a senior vice commander in chief, a junior vice commander in chief, a secretary, a treasurer, and other officers as provided in the constitution and bylaws. One individual may hold the offices of secretary and treasurer.

(2) The manner of selection, term of office, and duties of the officers are as provided in the constitution and bylaws.

§ 200305. Powers

The corporation may—

(1) adopt and amend a constitution and bylaws for the management of its property and the regulation of its affairs;

(2) adopt and alter a corporate seal;

(3) choose officers, managers, agents, and employees as the activities of the corporation require;

(4) make contracts;

(5) acquire, own, lease, encumber, and transfer property as necessary or convenient to carry out the purposes of the corporation;

(6) borrow money, issue instruments of indebtedness, and secure its obligations by granting security interests in its property;

(7) sue and be sued; and

(8) do any other act necessary and proper to carry out the purposes of the corporation.

§ 200306. Exclusive right to name, seals, emblems, and badges

The corporation and its subordinate divisions have the exclusive right to use the name “Sons of Union Veterans of the Civil War”. The corporation

has the exclusive right to use and to allow others to use seals, emblems, and badges the corporation adopts.

§ 200307. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) POLITICAL ACTIVITIES.—The corporation or an officer or agent as such may not contribute to, support, or assist a political party or candidate for public office.

(c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, an officer or member during the life of the corporation or on its dissolution or final liquidation. This subsection does not prevent the payment of compensation to an officer or reimbursement for actual necessary expenses in amounts approved by the council of administration of the corporation.

(d) LOANS.—The corporation may not make a loan or advance to an officer or employee. Members of the council of administration who vote for or assent to making a loan or advance to an officer or employee, and officers who participate in making the loan or advance, are jointly and severally liable to the corporation for the amount of the loan or advance until it is repaid.

§ 200308. Principal office

The principal office of the corporation shall be in Trenton, New Jersey, or another place decided by the council of administration. However, the activities of the corporation are not confined to the place where the principal office is located but may be conducted in the District of Columbia and throughout the States, territories, and possessions of the United States.

§ 200309. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account; and

(2) minutes of the proceedings of its national encampments and council of administration.

(b) INSPECTION.—A member, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 200310. Service of process

The corporation shall have a designated agent in the District of Columbia to receive service of process for the corporation. Notice to or service on the agent, or mailed to the business address of the agent, is notice to or service on the corporation.

1 **§ 200311. Liability for acts of officers and agents**

2 The corporation is liable for the acts of its officers and agents acting
3 within the scope of their authority.

4 **§ 200312. Annual report**

5 Not later than March 1 of each year, the corporation shall submit a re-
6 port to Congress on the activities of the corporation during the prior fiscal
7 year. The report may consist of a report on the proceedings of the national
8 encampment. The report may not be printed as a public document.

9 **§ 200313. Distribution of assets on dissolution or final liq-**
10 **uidation**

11 On dissolution or final liquidation of the corporation, any assets remain-
12 ing after the discharge of all liabilities shall be distributed as provided by
13 the council of administration, but in compliance with the constitution and
14 bylaws of the corporation.

15 **CHAPTER 2101—THEODORE ROOSEVELT ASSOCIATION**

Sec.

210101. Organization.

210102. Purposes.

210103. Membership.

210104. Governing body.

210105. Powers.

210106. Restrictions.

210107. Nonapplication of audit requirements.

16 **§ 210101. Organization**

17 (a) FEDERAL CHARTER.—Theodore Roosevelt Association (in this chap-
18 ter, the “corporation”) is a federally chartered corporation.

19 (b) PLACE OF INCORPORATION.—The corporation is declared to be incor-
20 porated in the District of Columbia.

21 (c) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
22 tion has perpetual existence.

23 **§ 210102. Purposes**

24 The purposes of the corporation are—

25 (1) to perpetuate the memory of Theodore Roosevelt for the benefit
26 of the people of the United States and the world; and

27 (2) to solicit, receive, hold, and maintain funds, and to apply the
28 principal of the funds and the income from those funds to the following
29 objects, among others:

30 (A) the erection and maintenance of a suitable and adequate
31 monumental memorial in the District of Columbia to the memory
32 of Theodore Roosevelt.

33 (B) the acquisition, development, and maintenance of a public
34 park in memory of Theodore Roosevelt in Oyster Bay, New York.

35 (C) the establishment and maintenance of an endowment fund
36 to promote the development and application of the policies and

ideals of Theodore Roosevelt for the benefit of the American people.

(D) the donation of real and personal property, including part or all of its endowment fund, to a public agency for the purpose of preserving in public ownership historically significant property associated with the life of Theodore Roosevelt.

§ 210103. Membership

Eligibility for membership in the corporation is as provided in regulations adopted by the board of trustees.

§ 210104. Governing body

(a) BOARD OF TRUSTEES.—A self-perpetuating board of trustees shall manage and direct the property and affairs of the corporation.

(b) POWERS.—The board of trustees may adopt and amend a constitution, bylaws, and regulations for—

- (1) the selection of successor trustees;
- (2) the admission of members;
- (3) the election of officers; and
- (4) the conduct of the affairs of the corporation.

§ 210105. Powers

The corporation may—

- (1) adopt a constitution, bylaws, and regulations;
- (2) adopt and alter a corporate seal;
- (3) acquire and own property necessary to carry out the purposes of the corporation;
- (4) give and dedicate its property to public agencies and purposes;
- (5) maintain offices, hold meetings, and conduct business affairs in the District of Columbia and in the States, territories, and possessions of the United States;
- (6) sue and be sued within the jurisdiction of the United States; and
- (7) do any other act necessary and proper to carry out the purposes of the corporation.

§ 210106. Restrictions

(a) EXCLUSIVELY EDUCATIONAL PURPOSES.—The corporation shall be operated exclusively for educational purposes.

(b) STOCKS AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(c) DISTRIBUTIONS OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of any member or individual.

§ 210107. Nonapplication of audit requirements

The audit requirements of section 10101 of this title do not apply to the corporation.

CHAPTER 2103—369TH VETERANS’ ASSOCIATION

Sec.

- 210301. Definition.
- 210302. Organization.
- 210303. Purposes.
- 210304. Membership.
- 210305. Governing body.
- 210306. Powers.
- 210307. Exclusive right to name, seals, emblems, and badges.
- 210308. Restrictions.
- 210309. Duty to maintain tax-exempt status.
- 210310. Records and inspection.
- 210311. Service of process.
- 210312. Liability for acts of officers and agents.
- 210313. Annual report.

§ 210301. Definition

For purposes of this chapter, “State” includes the District of Columbia and the territories and possessions of the United States.

§ 210302. Organization

(a) FEDERAL CHARTER.—369th Veterans’ Association (in this chapter, the “corporation”), a nonprofit corporation incorporated in New York, is a federally chartered corporation.

(b) EXPIRATION OF CHARTER.—If the corporation does not comply with any provision of this chapter, the charter granted by this chapter expires.

§ 210303. Purposes

The purposes of the corporation are as provided in the articles of incorporation and include—

- (1) promoting the principles of friendship and good will among its members;
- (2) engaging in social and civic activities that tend to enhance the welfare of its members and inculcate the true principles of good citizenship in its members; and
- (3) memorializing, individually and collectively, the patriotic services of its members in the 369th antiaircraft artillery group and other units in the armed forces of the United States.

§ 210304. Membership

(a) ELIGIBILITY.—Except as provided in this chapter, eligibility for membership in the corporation and the rights and privileges of members are as provided in the constitution and bylaws of the corporation.

(b) NONDISCRIMINATION.—The terms of membership may not discriminate on the basis of race, color, religion, or national origin.

§ 210305. Governing body

(a) BOARD OF DIRECTORS.—The board of directors and the responsibilities of the board are as provided in the articles of incorporation.

(b) OFFICERS.—The officers and the election of officers are as provided in the articles of incorporation.

(c) NONDISCRIMINATION.—The requirements for holding office in the corporation may not discriminate on the basis of race, color, religion, or national origin.

§ 210306. Powers

The corporation has only the powers provided in its bylaws and articles of incorporation filed in each State in which it is incorporated.

§ 210307. Exclusive right to name, seals, emblems, and badges

The corporation has the exclusive right to use the name “369th Veterans’ Association” and seals, emblems, and badges the corporation adopts. This section does not affect any vested rights.

§ 210308. Restrictions

(a) STOCKS AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) POLITICAL ACTIVITIES.—The corporation or a director or officer as such may not contribute to, support, or participate in any political activity or in any manner attempt to influence legislation.

(c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member during the life of the charter granted by this chapter. This subsection does not prevent the payment of reasonable compensation to an officer or reimbursement for actual necessary expenses in amounts approved by the board of directors.

(d) LOANS.—The corporation may not make a loan to a director, officer, or employee.

(e) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORITY.—The corporation may not claim congressional approval or the authority of the United States Government for any of its activities.

§ 210309. Duty to maintain tax-exempt status

The corporation shall maintain its status as an organization exempt from taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

§ 210310. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its members, the board of directors, and committees; and

(3) at its principal office, a record of the names and addresses of its members entitled to vote.

(b) INSPECTION.—A member entitled to vote, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

1 **§ 210311. Service of process**

2 The corporation shall comply with the law on service of process of each
3 State in which it is incorporated and each State in which it carries on ac-
4 tivities.

5 **§ 210312. Liability for acts of officers and agents**

6 The corporation is liable for the acts of its officers and agents acting
7 within the scope of their authority.

8 **§ 210313. Annual report**

9 The corporation shall submit an annual report to Congress on the activi-
10 ties of the corporation during the prior fiscal year. The report shall be sub-
11 mitted at the same time as the report of the audit required by section
12 10101 of this title. The report may not be printed as a public document.

13 **CHAPTER 2201—UNITED SERVICE ORGANIZATIONS,**
14 **INCORPORATED**

Sec.

220101. Organization.

220102. Purposes.

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220104. Governing body.

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220113. Annual report.

220114. Distribution of assets on dissolution or final liquidation.

15 **§ 220101. Organization**

16 (a) FEDERAL CHARTER.—United Service Organizations, Incorporated (in
17 this chapter, the “corporation”), is a federally chartered corporation.

18 (b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
19 tion has perpetual existence.

20 **§ 220102. Purposes**

21 The purposes of the corporation are—

22 (1) to provide a voluntary civilian agency through which the people
23 of this Nation may, in peace or war, serve the religious, spiritual, so-
24 cial, welfare, educational, and entertainment needs of men and women
25 in the armed forces, within or without the territorial limits of the Unit-
26 ed States;

27 (2) to contribute to the maintenance of morale of men and women
28 in the armed forces;

29 (3) to solicit funds to maintain the organization and accomplish its
30 responsibility;

31 (4) to accept the cooperation of, and provide an organization and
32 means through which, the National Board of Young Men’s Christian

Associations, the National Board of Young Women's Christian Associations, the National Catholic Community Service, the Salvation Army, the National Jewish Welfare Board, the Travelers Aid-International Social Service of America, and other civilian agencies experienced in specialized types of related work, which may be needed adequately to meet the particular needs of the members of the armed forces, may carry on their historic work of serving the religious, spiritual, social, welfare, educational, and entertainment needs of men and women in the armed forces and be afforded an appropriate means of participation and financial assistance;

(5) to coordinate their programs; and

(6) other consonant purposes.

§ 220103. Membership

Except as provided in this chapter, the rights, privileges, and designation of classes of members are as provided in the bylaws. The membership of the corporation consists of—

(1) 9 individuals designated by the President; and

(2) representatives of the civilian organizations listed in section 220102(4) of this title, and of the public at large, as provided in the bylaws.

§ 220104. Governing body

(a) BOARD OF GOVERNORS.—(1) The board of governors is the governing body of the corporation. The board is responsible for the general policies and program of the corporation and for the control of the affairs and property of the corporation.

(2) The board shall be elected by the members of the corporation for the term and in the classes provided in the bylaws of the corporation. The board includes—

(A) 6 members appointed by the President;

(B) the Secretary of State or the Secretary's designee; and

(C) representatives of the civilian organizations listed in section 220102(4) of this title, and of the public at large, as provided in the bylaws.

(3) The corporation may have other governing bodies or committees as provided in the bylaws.

(b) OFFICERS.—(1) The office of honorary chairman of the corporation shall be offered to the President. On acceptance, the honorary chairman shall be invited to preside at meetings of the corporation that the honorary chairman deems appropriate and convenient.

(2) The corporation may have other officers as provided in the bylaws.

1 **§ 220105. Powers**

2 The corporation has all the powers necessary and proper to carry out the
3 purposes stated in section 220102 of this title, including the power—

4 (1) to adopt and amend bylaws and regulations for the management
5 of its property and the regulation of its affairs;

6 (2) to adopt and alter a corporate seal;

7 (3) to adopt and alter emblems and marks;

8 (4) to establish and maintain offices to conduct the affairs of the
9 corporation;

10 (5) to choose officers, representatives, and agents as the activities of
11 the corporation require;

12 (6) to make contracts;

13 (7) to acquire, own, lease, encumber, and transfer property as nec-
14 essary or convenient to carry out the purposes of the corporation;

15 (8) to borrow money, issue instruments of indebtedness, and secure
16 its obligations by granting security interests in its property;

17 (9) to publish a magazine, newspaper, and other publications;

18 (10) to establish, regulate, and terminate councils, organizations,
19 chapters, or affiliates as needed to carry out the purposes stated in sec-
20 tion 220102 of this title;

21 (11) to solicit funds;

22 (12) to sue and be sued; and

23 (13) to do any other act necessary and proper to carry out the pur-
24 poses stated in section 220102 of this title.

25 **§ 220106. Exclusive right to name, seals, emblems, and**
26 **badges**

27 The corporation and its councils, organizations, chapters, and affiliates
28 have the exclusive right to use the names “United Service Organizations,
29 Incorporated” and “USO” and seals, emblems, and badges the corporation
30 adopts.

31 **§ 220107. Assistance by Department of Defense**

32 The Secretary of Defense may make the resources of the Department of
33 Defense available to the corporation to the extent compatible with the pri-
34 mary mission of the Department and in accordance with guidelines issued
35 by the Secretary.

36 **§ 220108. Restrictions**

37 (a) PROFIT.—The corporation may not engage in business activity for
38 profit unless the activity is substantially related to—

39 (1) the purposes stated in section 220102 of this title; or

40 (2) raising funds to accomplish those purposes.

(b) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(c) POLITICAL ACTIVITIES.—The corporation shall be nonpolitical and may not provide financial aid or assistance to, or otherwise promote the candidacy of, an individual seeking elective public office. A substantial part of the activities of the corporation may not involve carrying on propaganda or otherwise attempting to influence legislation.

(d) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of a governor, officer, member, or employee or be distributed to any person during the life of the corporation or on its dissolution or final liquidation. This subsection does not prevent the payment of reasonable compensation to an officer, employee, or other person or reimbursement for actual necessary expenses in amounts approved by the board of governors.

(e) LOANS.—The corporation may not make a loan to a governor, officer, member, or employee.

§ 220109. Duty to maintain corporate status

The corporation shall maintain its status as a corporation incorporated under the laws of New York, another State, or the District of Columbia.

§ 220110. Principal office

The principal office of the corporation shall be in New York, New York, or another place decided by the board of governors. However, the activities of the corporation are not confined to the place where the principal office is located but may be conducted throughout the States, territories, and possessions of the United States and in foreign countries.

§ 220111. Records and inspection

(a) RECORDS.—The corporation shall keep—

(1) correct and complete records of account;

(2) minutes of the proceedings of its members, board of governors, and committees; and

(3) at its principal office, a record of the names and addresses of its members entitled to vote.

(b) INSPECTION.—A member, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

§ 220112. Service of process

(a) DISTRICT OF COLUMBIA.—The corporation shall have a designated agent in the District of Columbia to receive service of process for the corporation. Notice to or service on the agent, or mailed to the business address of the agent, is notice to or service on the corporation.

(b) STATES, TERRITORIES, AND POSSESSIONS.—The corporation shall file, with the secretary of state or other designated official of each State, territory, or possession of the United States in which the corporation or a council, organization, chapter, or affiliate may have activities, the name and address of an agent in that State, territory, or possession on whom legal process or demands against the corporation may be served.

§ 220113. Annual report

The corporation shall make public an annual report on its activities for the prior calendar year.

§ 220114. Distribution of assets on dissolution or final liquidation

On dissolution or final liquidation of the corporation, any assets remaining after the discharge of all liabilities shall be distributed as provided by the board of governors, but in compliance with the bylaws. However, the assets of the corporation are irrevocably dedicated to charitable purposes and may not inure to the benefit of a private person except a fund, foundation, or organization operated exclusively for charitable purposes.

**CHAPTER 2203—THE UNITED STATES BLIND VETERANS
OF THE WORLD WAR**

Sec.

220301. Organization.

220302. Purposes.

220303. Membership.

220304. Powers.

220305. Exclusive right to name.

220306. Restrictions.

§ 220301. Organization

(a) FEDERAL CHARTER.—The United States Blind Veterans of the World War (in this chapter, the “corporation”) is a federally chartered corporation.

(b) PLACE OF INCORPORATION.—The corporation is declared to be incorporated in the District of Columbia.

(c) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

§ 220302. Purposes

The purposes of the corporation are—

- (1) to bind together, for mutual fellowship and assistance, citizens of the United States who served the country in war and who bear the loss of sight as a mark of that service;
- (2) to perpetuate the memories of comradeship; and
- (3) to enable the members to render aid to the blind in general.

§ 220303. Membership

(a) ACTIVE MEMBERSHIP.—An individual is eligible for active membership in the corporation if the individual is—

(1) an honorably discharged American veteran of the allied forces—

(A) who participated in World War I; and

(B) whose vision has become defective to such an extent that eligibility requirements are met for training under Supervisor for the Blind of the Veterans' Administration; or

(2) an ex-serviceman who is eligible for training under Supervisor for the Blind of the Veterans' Administration.

(b) HONORARY MEMBERSHIP.—The members of the corporation may admit honorary members as they see fit.

§ 220304. Powers

The corporation may—

(1) adopt a constitution, bylaws, and regulations to carry out its purposes;

(2) adopt and alter a corporate seal;

(3) adopt emblems and badges;

(4) establish and maintain offices to conduct its activities;

(5) establish State and territorial organizations and local chapter or post organizations;

(6) acquire, own, lease, encumber, and transfer property as necessary to carry out the purposes of the corporation;

(7) publish a magazine, newspaper, and other publications consistent with the purposes of the corporation;

(8) sue and be sued; and

(9) do any other act necessary and proper to carry out the purposes of the corporation.

§ 220305. Exclusive right to name

The corporation and its State and local subdivisions have the exclusive right to use the name “The United States Blind Veterans of the World War”.

§ 220306. Restrictions

The organization shall be nonpolitical and may not be used to disseminate partisan principles.

CHAPTER 2205—UNITED STATES CAPITOL HISTORICAL SOCIETY

Sec.

220501. Organization.

220502. Purposes.

220503. Membership.

220504. Governing body.

220505. Powers.

220506. Exclusive right to name, seals, emblems, insignia, marks, and words.

220507. Tax exemption.

220508. Restrictions.

220509. Duty to maintain corporate status.

220510. Principal office.

- 220511. Records and inspection.
- 220512. Service of process.
- 220513. Liability for acts of officers and agents.
- 220514. Annual report and audit.
- 220515. Distribution of assets on dissolution or final liquidation.

1 **§ 220501. Organization**

2 (a) FEDERAL CHARTER.—United States Capitol Historical Society (in
3 this chapter, the “corporation”) is a federally chartered corporation.

4 (b) PLACE OF INCORPORATION.—The corporation is declared to be incor-
5 porated in the District of Columbia.

6 (c) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
7 tion has perpetual existence.

8 **§ 220502. Purposes**

9 The purposes of the corporation are—

10 (1) to encourage in the most comprehensive and enlightened manner
11 an understanding by the American people of the founding, growth, and
12 significance of the Capitol of the United States as the tangible symbol
13 of their representative form of government;

14 (2) to undertake research into the history of the Congress and the
15 Capitol and to promote discussion, publication, and dissemination of
16 the results of this research;

17 (3) to foster and increase an informed patriotism among the citizens
18 in the study of this living memorial to the founders of this Nation and
19 the continuing thread of principles as exemplified by their successors;
20 and

21 (4) to cooperate with the standing committees of Congress, the Li-
22 brary of Congress, the Architect of the Capitol, and relevant depart-
23 ments, agencies, and instrumentalities of the executive branch of the
24 United States Government in carrying out the purposes of the corpora-
25 tion.

26 **§ 220503. Membership**

27 Except as provided in this chapter, eligibility for membership in the cor-
28 poration and the rights and privileges of members are as provided in the
29 constitution and bylaws of the corporation.

30 **§ 220504. Governing body**

31 (a) BOARD OF TRUSTEES.—(1) The board of trustees is the governing
32 body of the corporation. The board is responsible for the control of all funds
33 and affairs of the corporation.

34 (2) Exclusive of ex officio and honorary members, the board shall consist
35 of at least 12 but not more than 40 trustees, one of whom shall be elected
36 chairman. Trustees shall be elected by the board of trustees, for a term of
37 4 years. A trustee may not be reelected as a trustee within one year of the
38 expiration of the prior term, except by the unanimous vote of the trustees

present and voting. A trustee may be removed at any time, with or without cause, by a two-thirds vote of the other trustees.

(3) The officers of the corporation are ex officio members of the board with all the rights and privileges of trustees, including the right to vote.

(4) The board shall meet at least once a year in the Capitol of the United States. The board may meet at other times as decided by the chairman. A meeting may be held only at a time and place stated in the bylaws or on 30 days' written notice.

(b) OFFICERS.—(1) The officers of the corporation are a president, 5 vice presidents, a treasurer, and a secretary. The president is the chief executive officer.

(2) The officers shall be elected annually by the board of trustees and continue in office at the pleasure of the board.

(3) The duties of the officers are the usual duties pertaining to their offices and any additional duties delegated by the board.

(4) Officers may be compensated for their services, and reimbursed for actual expenses, in amounts decided by the board.

(c) EMPLOYEES.—The board of trustees may employ an executive secretary and other personnel needed to assist the board and the officers to carry out the activities of the corporation. Employees serve at the pleasure of the board. The board shall prescribe the compensation and duties of employees.

§ 220505. Powers

The corporation may—

(1) adopt and amend a constitution and bylaws for the management of its property and the regulation of its affairs;

(2) adopt and alter a corporate seal;

(3) choose officers, managers, and agents as the activities of the corporation require;

(4) make contracts;

(5) acquire, own, lease, encumber, and transfer property as necessary or convenient to carry out the purposes of the corporation;

(6) borrow money, issue instruments of indebtedness, and secure its obligations by granting security interests in its property;

(7) produce, buy, and market commemorative medals, souvenirs, publications, pictures, and cinemas consistent with the purposes of the corporation;

(8) charge and collect membership dues;

(9) conduct fund raising campaigns and accept contributions;

(10) sue and be sued; and

1 (11) do any other act necessary and proper to carry out the purposes
2 of the corporation.

3 **§ 220506. Exclusive right to name, seals, emblems, insignia,**
4 **marks, and words**

5 The corporation has the exclusive right to use the name “United States
6 Capitol Historical Society” and seals, emblems, distinctive insignia, and de-
7 scriptive or designating marks, words, or phrases required to carry out the
8 duties and powers of the corporation. This section does not affect any vested
9 rights.

10 **§ 220507. Tax exemption**

11 Notwithstanding section 105 of title 4 of the United States Code or any
12 provision of the District of Columbia Code, the corporation is not required
13 to pay, collect, or account for any tax specified in those provisions in con-
14 nection with activities conducted within, or on the grounds of, the United
15 States Capitol Building.

16 **§ 220508. Restrictions**

17 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
18 clare or pay a dividend.

19 (b) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
20 corporation may not inure to the benefit of, or be distributed to, a trustee,
21 officer, or member as such during the life of the corporation or on its dis-
22 solution or final liquidation. This subsection does not prevent the payment
23 of reasonable compensation to an officer or employee or reimbursement for
24 actual expenses in amounts approved by the board of trustees.

25 (c) LOANS.—The corporation may not make a loan or advance to a trust-
26 ee, officer, or employee. Trustees who vote for or assent to making a loan
27 or advance to a trustee, officer, or employee, and officers who participate
28 in making the loan or advance, are jointly and severally liable to the cor-
29 poration for the amount of the loan or advance until it is repaid.

30 **§ 220509. Duty to maintain corporate status**

31 The corporation shall maintain its status as a corporation incorporated
32 under the laws of the District of Columbia or a State.

33 **§ 220510. Principal office**

34 The principal office of the corporation shall be in the District of Columbia
35 or another place decided by the board of trustees. However, the activities
36 of the corporation are not confined to the place where the principal office
37 is located but may be conducted throughout the States, territories, and pos-
38 sessions of the United States.

39 **§ 220511. Records and inspection**

40 (a) RECORDS.—The corporation shall keep—

41 (1) correct and complete records of account;

1 (2) minutes of the proceedings of its members, board of trustees, and
2 committees; and

3 (3) at its principal office, a record of the names and addresses of
4 its members entitled to vote.

5 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
6 the member, may inspect the records of the corporation for any proper pur-
7 pose, at any reasonable time.

8 **§ 220512. Service of process**

9 The corporation shall have a designated agent in the District of Columbia
10 to receive service of process for the corporation. Notice to or service on the
11 agent, or mailed to the business address of the agent, is notice to or service
12 on the corporation.

13 **§ 220513. Liability for acts of officers and agents**

14 The corporation is liable for the acts of its officers and agents acting
15 within the scope of their authority.

16 **§ 220514. Annual report and audit**

17 (a) ANNUAL REPORT.—The corporation shall submit an annual report to
18 each House of Congress on the activities of the corporation during the prior
19 fiscal year. The report shall be submitted as soon as practical after the end
20 of each fiscal year.

21 (b) AUDIT.—In addition to complying with the audit requirements of sec-
22 tion 10101 of this title, the corporation shall comply with section 451 of
23 the Legislative Reorganization Act of 1970 (40 U.S.C. 193m–1).

24 **§ 220515. Distribution of assets on dissolution or final liq-**
25 **uidation**

26 On dissolution or final liquidation of the corporation, any assets remain-
27 ing after the discharge of all liabilities shall be distributed as provided by
28 the board of trustees, but in compliance with the constitution and bylaws
29 of the corporation.

30 **CHAPTER 2207—UNITED STATES OLYMPIC COMMITTEE**

SUBCHAPTER I—CORPORATION

Sec.

- 220701. Definitions.
- 220702. Organization.
- 220703. Purposes.
- 220704. Membership.
- 220705. Powers.
- 220706. Exclusive right to name, seals, emblems, and badges.
- 220707. Restrictions.
- 220708. Headquarters, principal office, and meetings.
- 220709. Resolution of disputes.
- 220710. Service of process.
- 220711. Annual report.

SUBCHAPTER II—NATIONAL GOVERNING BODIES

- 220721. Recognition of amateur sports organizations as national governing bodies.
- 220722. Eligibility requirements.
- 220723. Authority of national governing bodies.

- 220724. General duties of national governing bodies.
- 220725. Granting sanctions for amateur athletic competitions.
- 220726. Restricted amateur athletic competitions.
- 220727. Complaints against national governing bodies.
- 220728. Applications to replace an incumbent national governing body.
- 220729. Arbitration of corporation determinations.

SUBCHAPTER I—CORPORATION

§ 220701. Definitions

For purposes of this chapter—

(1) “amateur athlete” means an athlete who meets the eligibility standards established by the national governing body for the sport in which the athlete competes.

(2) “amateur athletic competition” means a contest, game, meet, match, tournament, regatta, or other event in which amateur athletes compete.

(3) “amateur sports organization” means a not-for-profit corporation, association, or other group organized in the United States that sponsors or arranges an amateur athletic competition.

(4) “corporation” means the United States Olympic Committee.

(5) “international amateur athletic competition” means an amateur athletic competition between one or more athletes representing the United States, individually or as a team, and one or more athletes representing a foreign country.

(6) “national governing body” means an amateur sports organization that is recognized by the corporation under section 220721 of this title.

(7) “sanction” means a certificate of approval issued by a national governing body.

§ 220702. Organization

(a) FEDERAL CHARTER.—The corporation is a federally chartered corporation.

(b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corporation has perpetual existence.

(c) REFERENCES TO UNITED STATES OLYMPIC ASSOCIATION.—Any reference to the United States Olympic Association is deemed to refer to the United States Olympic Committee.

§ 220703. Purposes

The purposes of the corporation are—

(1) to establish national goals for amateur athletic activities and encourage the attainment of those goals;

(2) to coordinate and develop amateur athletic activity in the United States, directly related to international amateur athletic competition, to foster productive working relationships among sports-related organizations;

1 (3) to exercise exclusive jurisdiction, directly or through constituent
2 members of committees, over—

3 (A) all matters pertaining to United States participation in the
4 Olympic Games and the Pan-American Games, including represen-
5 tation of the United States in the games; and

6 (B) the organization of the Olympic Games and the Pan-Amer-
7 ican Games when held in the United States;

8 (4) to obtain for the United States, directly or by delegation to the
9 appropriate national governing body, the most competent amateur rep-
10 resentation possible in each event of the Olympic Games and Pan-
11 American Games;

12 (5) to promote and support amateur athletic activities involving the
13 United States and foreign nations;

14 (6) to promote and encourage physical fitness and public participa-
15 tion in amateur athletic activities;

16 (7) to assist organizations and persons concerned with sports in the
17 development of amateur athletic programs for amateur athletes;

18 (8) to provide swift resolution of conflicts and disputes involving
19 amateur athletes, national governing bodies, and amateur sports orga-
20 nizations, and protect the opportunity of any amateur athlete, coach,
21 trainer, manager, administrator, or official to participate in amateur
22 athletic competition;

23 (9) to foster the development of amateur athletic facilities for use
24 by amateur athletes and assist in making existing amateur athletic fa-
25 cilities available for use by amateur athletes;

26 (10) to provide and coordinate technical information on physical
27 training, equipment design, coaching, and performance analysis;

28 (11) to encourage and support research, development, and dissemina-
29 tion of information in the areas of sports medicine and sports safety;

30 (12) to encourage and provide assistance to amateur athletic activi-
31 ties for women;

32 (13) to encourage and provide assistance to amateur athletic pro-
33 grams and competition for individuals with disabilities, including, where
34 feasible, the expansion of opportunities for meaningful participation by
35 individuals with disabilities in programs of athletic competition for
36 able-bodied individuals; and

37 (14) to encourage and provide assistance to amateur athletes of ra-
38 cial and ethnic minorities for the purpose of eliciting the participation
39 of those minorities in amateur athletic activities in which they are
40 underrepresented.

1 **§ 220704. Membership**

2 (a) ELIGIBILITY.—Eligibility for membership in the corporation is as pro-
3 vided in the constitution and bylaws of the corporation.

4 (b) REQUIRED PROVISIONS FOR REPRESENTATION.—In its constitution
5 and bylaws, the corporation shall establish and maintain provisions with re-
6 spect to its governance and the conduct of its affairs for reasonable rep-
7 resentation of—

8 (1) amateur sports organizations recognized as national governing
9 bodies under section 220721 of this title;

10 (2) amateur athletes who are actively engaged in amateur athletic
11 competition or who have represented the United States in international
12 amateur athletic competition within the preceding 10 years;

13 (3) amateur sports organizations that conduct a national program or
14 regular national amateur athletic competition in 2 or more sports that
15 are included on the program of the Olympic Games or the Pan-Amer-
16 ican Games on a level of proficiency appropriate for the selection of
17 amateur athletes to represent the United States in international ama-
18 teur athletic competition; and

19 (4) individuals not affiliated or associated with any amateur sports
20 organization who, in the corporation’s judgment, represent the interests
21 of the American public in the activities of the corporation.

22 **§ 220705. Powers**

23 (a) CONSTITUTION AND BYLAWS.—The corporation shall adopt a con-
24 stitution and bylaws. The corporation may amend its constitution only if the
25 corporation—

26 (1) publishes, in its principal publication, a notice of the proposed
27 amendment, including—

28 (A) the substantive terms of the amendment;

29 (B) the time and place of the corporation’s regular meeting at
30 which adoption of the amendment is to be decided; and

31 (C) a provision informing interested persons that they may sub-
32 mit materials as authorized in clause (2) of this subsection; and

33 (2) gives all interested persons an opportunity to submit written
34 comments and information for at least 60 days after publication of no-
35 tice of the proposed amendment and before adoption of the amend-
36 ment.

37 (b) GENERAL CORPORATE POWERS.—The corporation may—

38 (1) adopt and alter a corporate seal;

39 (2) establish and maintain offices to conduct the affairs of the cor-
40 poration;

41 (3) make contracts;

(4) accept gifts, legacies, and devises in furtherance of its corporate purposes;

(5) acquire, own, lease, encumber, and transfer property as necessary to carry out the purposes of the corporation;

(6) borrow money, issue instruments of indebtedness, and secure its obligations by granting security interests in its property;

(7) publish a magazine, newspaper, and other publications consistent with its corporate purposes;

(8) approve and revoke membership in the corporation;

(9) sue and be sued; and

(10) do any other act necessary and proper to carry out the purposes of the corporation.

(c) POWERS RELATED TO AMATEUR ATHLETICS AND THE OLYMPIC GAMES.—The corporation may—

(1) serve as the coordinating body for amateur athletic activity in the United States directly related to international amateur athletic competition;

(2) represent the United States as its national Olympic committee in relations with the International Olympic Committee and the Pan-American Sports Organization;

(3) organize, finance, and control the representation of the United States in the competitions and events of the Olympic Games and of the Pan-American Games, and obtain, directly or by delegation to the appropriate national governing body, amateur representation for those games;

(4) recognize eligible amateur sports organizations as national governing bodies for any sport that is included on the program of the Olympic Games or the Pan-American Games;

(5) facilitate, through orderly and effective administrative procedures, the resolution of conflicts or disputes that involve any of its members and any amateur athlete, coach, trainer, manager, administrator, official, national governing body, or amateur sports organization and that arise in connection with their eligibility for and participation in the Olympic Games, the Pan-American world championship competition, or other protected competition as defined in the constitution and bylaws of the corporation; and

(6) provide financial assistance to any organization or association, except a corporation organized for profit, in furtherance of the purposes of the corporation.

§220706. Exclusive right to name, seals, emblems, and badges

(a) EXCLUSIVE RIGHT OF CORPORATION.—Except as provided in subsection (d) of this section, the corporation has the exclusive right to use—

(1) the name “United States Olympic Committee”;

(2) the symbol of the International Olympic Committee, consisting of 5 interlocking rings;

(3) the emblem of the corporation, consisting of an escutcheon having a blue chief and vertically extending red and white bars on the base with 5 interlocking rings displayed on the chief; and

(4) the words “Olympic”, “Olympiad”, “Citius Altius Fortius”, or any combination of those words.

(b) CONTRIBUTORS AND SUPPLIERS.—The corporation may authorize contributors and suppliers of goods or services to use the trade name of the corporation or any trademark, symbol, insignia, or emblem of the International Olympic Committee or of the corporation to advertise that the contributions, goods, or services were donated or supplied to, or approved, selected, or used by, the corporation, the United States Olympic team, the Pan-American team, or team members.

(c) CIVIL ACTION FOR UNAUTHORIZED USE.—Except as provided in subsection (d) of this section, the corporation may file a civil action against a person for the remedies provided in the Act of July 5, 1946 (15 U.S.C. 1051 et seq.) (popularly known as the Trademark Act of 1946) if the person, without the consent of the corporation, uses for the purpose of trade, to induce the sale of any goods or services, or to promote any theatrical exhibition, athletic performance, or competition—

(1) the symbol described in subsection (a)(2) of this section;

(2) the emblem described in subsection (a)(3) of this section;

(3) the words described in subsection (a)(4) of this section, or any combination or simulation of those words tending to cause confusion or mistake, to deceive, or to falsely suggest a connection with the corporation or any Olympic activity; or

(4) any trademark, trade name, sign, symbol, or insignia falsely representing association with, or authorization by, the International Olympic Committee or the corporation.

(d) PRE-EXISTING RIGHTS.—(1) A person who actually used the emblem described in subsection (a)(3) of this section, or the words or any combination of the words described in subsection (a)(4) of this section, for any lawful purpose before September 21, 1950, is not prohibited by this section from continuing the lawful use for the same purpose and for the same goods or services.

(2) A person who actually used, or whose assignor actually used, the words or any combination of the words described in subsection (a)(4) of this section, or a trademark, trade name, sign, symbol, or insignia described in subsection (c)(4) of this section, for any lawful purpose before September 21, 1950, is not prohibited by this section from continuing the lawful use for the same purpose and for the same goods or services.

§ 220707. Restrictions

(a) PROFIT AND STOCK.—The corporation may not engage in business for profit or issue stock.

(b) POLITICAL ACTIVITIES.—The corporation shall be nonpolitical and may not promote the candidacy of an individual seeking public office.

§ 220708. Headquarters, principal office, and meetings

The corporation shall maintain its principal office and national headquarters in a place in the United States decided by the corporation. The corporation may hold its annual and special meetings in the places decided by the corporation.

§ 220709. Resolution of disputes

The corporation shall establish and maintain provisions in its constitution and bylaws for the swift and equitable resolution of disputes involving any of its members and relating to the opportunity of an amateur athlete, coach, trainer, manager, administrator, or official to participate in the Olympic Games, the Pan-American Games, world championship competition, or other protected competition as defined in the constitution and bylaws of the corporation.

§ 220710. Service of process

As a condition to the exercise of any power or privilege granted by this chapter, the corporation shall file, with the secretary of state or other designated official of each State, the name and address of an agent in that State on whom legal process or demands against the corporation may be served.

§ 220711. Annual report

(a) SUBMISSION TO PRESIDENT AND CONGRESS.—Not later than June 1 of each year, the corporation shall submit simultaneously to the President and to each House of Congress a detailed report of its operations during the prior calendar year, including—

(1) a complete statement of the corporation's receipts and expenditures; and

(2) a comprehensive description of the activities and accomplishments of the corporation during the prior year.

(b) AVAILABILITY TO PUBLIC.—The corporation shall make copies of the report available to interested persons at a reasonable cost.

SUBCHAPTER II—NATIONAL GOVERNING BODIES

§ 220721. Recognition of amateur sports organizations as national governing bodies

(a) GENERAL AUTHORITY.—For any sport that is included on the program of the Olympic Games or the Pan-American Games, the corporation may recognize as a national governing body an amateur sports organization that files an application and is eligible under section 220722 of this title. The corporation may recognize only one national governing body for each sport for which an application is made and approved.

(b) PUBLIC HEARING.—Before recognizing an organization as a national governing body, the corporation shall hold a public hearing on the application. The corporation shall publish notice of the time, place, and nature of the hearing. Publication shall be made in a regular issue of the corporation's principal publication at least 30 days, but not more than 60 days, before the date of the hearing.

(c) RECOMMENDATION TO INTERNATIONAL SPORTS FEDERATION.—Within 61 days after recognizing an organization as a national governing body, the corporation shall recommend and support in any appropriate manner the national governing body to the appropriate international sports federation as the representative of the United States for that sport.

(d) REVIEW OF RECOGNITION.—The corporation may review all matters related to the continued recognition of an organization as a national governing body and may take action it considers appropriate, including placing conditions on the continued recognition.

§ 220722. Eligibility requirements

An amateur sports organization is eligible to be recognized, or to continue to be recognized, as a national governing body only if it—

(1) is incorporated under the laws of a State of the United States or the District of Columbia as a not-for-profit corporation having as its purpose the advancement of amateur athletic competition;

(2) has the managerial and financial capability to plan and execute its obligations;

(3) submits—

(A) an application, in the form required by the corporation, for recognition as a national governing body;

(B) a copy of its corporate charter and bylaws; and

(C) any additional information considered necessary or appropriate by the corporation;

(4) agrees to submit, on demand by the corporation, to binding arbitration conducted in accordance with the commercial rules of the American Arbitration Association in any controversy involving—

1 (A) its recognition as a national governing body, as provided for
2 in section 220729 of this title; or

3 (B) the opportunity of any amateur athlete, coach, trainer,
4 manager, administrator, or official to participate in amateur ath-
5 letic competition, as provided for in the corporation's constitution
6 and bylaws;

7 (5) demonstrates that it is autonomous in the governance of its
8 sport, in that it—

9 (A) independently decides and controls all matters central to
10 governance;

11 (B) does not delegate decision-making and control of matters
12 central to governance; and

13 (C) is free from outside restraint;

14 (6) demonstrates that it is a member of no more than one inter-
15 national sports federation that governs a sport included on the program
16 of the Olympic Games or the Pan-American Games;

17 (7) demonstrates that its membership is open to any individual who
18 is an amateur athlete, coach, trainer, manager, administrator, or offi-
19 cial active in the sport for which recognition is sought, or any amateur
20 sports organization that conducts programs in the sport for which rec-
21 ognition is sought, or both;

22 (8) provides an equal opportunity to amateur athletes, coaches,
23 trainers, managers, administrators, and officials to participate in ama-
24 teur athletic competition, without discrimination on the basis of race,
25 color, religion, sex, age, or national origin, and with fair notice and op-
26 portunity for a hearing to any amateur athlete, coach, trainer, man-
27 ager, administrator, or official before declaring the individual ineligible
28 to participate;

29 (9) is governed by a board of directors or other governing board
30 whose members are selected without regard to race, color, religion, na-
31 tional origin, or sex, except that, in sports where there are separate
32 male and female programs, it provides for reasonable representation of
33 both males and females on the board of directors or other governing
34 board;

35 (10) demonstrates that—

36 (A) its board of directors or other governing board includes
37 among its voting members—

38 (i) individuals who are actively engaged in amateur athletic
39 competition in the sport for which recognition is sought; or

1 (ii) individuals who, within the prior 10 years, have rep-
 2 resented the United States in international amateur athletic
 3 competition in the sport for which recognition is sought; and

4 (B) the individuals described in subclause (A) of this clause hold
 5 at least 20 percent of the membership and voting power on the
 6 board;

7 (11) provides for reasonable direct representation on its board of di-
 8 rectors or other governing board for any amateur sports organization
 9 that—

10 (A) conducts a national program or regular national amateur
 11 athletic competition in the applicable sport on a level of proficiency
 12 appropriate for the selection of amateur athletes to represent the
 13 United States in international amateur athletic competition; and

14 (B) ensures that the representation reflects the nature, scope,
 15 quality, and strength of the programs and competitions of the
 16 amateur sports organization in relation to all other programs and
 17 competitions in the sport in the United States;

18 (12) demonstrates that none of its officers are also officers of any
 19 other amateur sports organization recognized as a national governing
 20 body;

21 (13) provides procedures for the prompt and equitable resolution of
 22 grievances of its members;

23 (14) does not have eligibility criteria related to amateur status that
 24 are more restrictive than those of the appropriate international sports
 25 federation; and

26 (15) demonstrates, if the organization is seeking to be recognized as
 27 a national governing body, that it is prepared to meet the obligations
 28 imposed on a national governing body under sections 220724 and
 29 220725 of this title.

30 **§ 220723. Authority of national governing bodies**

31 (a) AUTHORITY.—For the sport that it governs, a national governing
 32 body may—

33 (1) represent the United States in the appropriate international
 34 sports federation;

35 (2) establish national goals and encourage the attainment of those
 36 goals;

37 (3) serve as the coordinating body for amateur athletic activity in
 38 the United States;

39 (4) exercise jurisdiction over international amateur athletic activities
 40 and sanction international amateur athletic competition held in the

United States and sanction the sponsorship of international amateur athletic competition held outside the United States;

(5) conduct amateur athletic competition, including national championships, and international amateur athletic competition in the United States, and establish procedures for determining eligibility standards for participation in competition, except for amateur athletic competition specified in section 220726 of this title;

(6) recommend to the corporation individuals and teams to represent the United States in the Olympic Games and the Pan-American Games; and

(7) designate individuals and teams to represent the United States in international amateur athletic competition (other than the Olympic Games and the Pan-American Games) and certify, in accordance with applicable international rules, the amateur eligibility of those individuals and teams.

(b) REPLACEMENT OF NATIONAL GOVERNING BODY PURSUANT TO ARBITRATION.—A national governing body may not exercise any authority under subsection (a) of this section for a particular sport after another amateur sports organization has been declared (in accordance with binding arbitration proceedings prescribed by the organic documents of the corporation) entitled to replace that national governing body as the member of the corporation for that sport.

§ 220724. General duties of national governing bodies

For the sport that it governs, a national governing body shall—

(1) develop interest and participation throughout the United States and be responsible to the persons and amateur sports organizations it represents;

(2) minimize, through coordination with other amateur sports organizations, conflicts in the scheduling of all practices and competitions;

(3) keep amateur athletes informed of policy matters and reasonably reflect the views of the athletes in its policy decisions;

(4) allow an amateur athlete to compete in any international amateur athletic competition conducted by any amateur sports organization or person, unless the national governing body establishes that its denial is based on evidence that the organization or person conducting the competition does not meet the requirements stated in section 220725 of this title;

(5) provide equitable support and encouragement for participation by women where separate programs for male and female athletes are conducted on a national basis;

(6) encourage and support amateur athletic sports programs for individuals with disabilities and the participation of individuals with disabilities in amateur athletic activity, including, where feasible, the expansion of opportunities for meaningful participation by individuals with disabilities in programs of athletic competition for able-bodied individuals;

(7) provide and coordinate technical information on physical training, equipment design, coaching, and performance analysis; and

(8) encourage and support research, development, and dissemination of information in the areas of sports medicine and sports safety.

§ 220725. Granting sanctions for amateur athletic competitions

(a) PROMPT REVIEW AND DECISION.—For the sport that it governs, a national governing body promptly shall—

(1) review a request by an amateur sports organization or person for a sanction to hold an international amateur athletic competition in the United States or to sponsor United States amateur athletes to compete in international amateur athletic competition outside the United States; and

(2) grant the sanction if—

(A) the national governing body does not decide by clear and convincing evidence that holding or sponsoring an international amateur athletic competition would be detrimental to the best interest of the sport;SEA and

(B) the requirements of subsection (b) of this section are met.

(b) REQUIREMENTS.—An amateur sports organization or person may be granted a sanction under this section only if the organization or person meets the following requirements:

(1) The organization or person must pay the national governing body any required sanctioning fee, if the fee is reasonable and nondiscriminatory.

(2) For a sanction to hold an international amateur athletic competition in the United States, the organization or person must—

(A) submit to the national governing body an audited or notarized financial report of similar events, if any, conducted by the organization or person; and

(B) demonstrate that the requirements of paragraph (4) of this subsection have been met.

(3) For a sanction to sponsor United States amateur athletes to compete in international amateur athletic competition outside the United States, the organization or person must—

(A) submit a report of the most recent trip to a foreign country, if any, that the organization or person sponsored for the purpose of having United States amateur athletes compete in international amateur athletic competition; and

(B) submit a letter from the appropriate entity that will hold the international amateur athletic competition certifying that the requirements of paragraph (4) of this subsection have been met.

(4) The requirements referred to in paragraphs (2) and (3) of this subsection are that—

(A) appropriate measures have been taken to protect the amateur status of athletes who will take part in the competition and to protect their eligibility to compete in amateur athletic competition;

(B) appropriate provision has been made for validation of any records established during the competition;

(C) due regard has been given to any international amateur athletic requirements specifically applicable to the competition;

(D) the competition will be conducted by qualified officials;

(E) proper medical supervision will be provided for athletes who will participate in the competition; and

(F) proper safety precautions have been taken to protect the personal welfare of the athletes and spectators at the competition.

§ 220726. Restricted amateur athletic competitions

(a) EXCLUSIVE JURISDICTION.—An amateur sports organization that conducts amateur athletic competition shall have exclusive jurisdiction over that competition if participation is restricted to a specific class of amateur athletes, such as high school students, college students, members of the Armed Forces, or similar groups or categories.

(b) SANCTIONS FOR INTERNATIONAL COMPETITION.—An amateur sports organization under subsection (a) of this section shall obtain a sanction from the appropriate national governing body if the organization wishes to—

(1) conduct international amateur athletic competition in the United States; or

(2) sponsor international amateur athletic competition to be held outside the United States.

§ 220727. Complaints against national governing bodies

(a) GENERAL.—(1) An amateur sports organization or person that belongs to or is eligible to belong to a national governing body may seek to compel the national governing body to comply with sections 220722, 220724, and 220725 of this title by filing a written complaint with the cor-

poration. A copy of the complaint shall be served on the national governing body.

(2) The corporation shall establish procedures for the filing and disposition of complaints under this section.

(b) EXHAUSTION OF REMEDIES.—(1) An organization or person may file a complaint under subsection (a) of this section only after exhausting all available remedies within the national governing body for correcting deficiencies, unless it can be shown by clear and convincing evidence that those remedies would have resulted in unnecessary delay.

(2) Within 30 days after a complaint is filed, the corporation shall decide whether the organization or person has exhausted all available remedies as required by paragraph (1) of this subsection. If the corporation determines that the remedies have not been exhausted, it may direct that the remedies be pursued before the corporation considers the complaint further.

(c) HEARINGS.—If the corporation decides that all available remedies have been exhausted as required by subsection (b)(1) of this section, it shall hold a hearing, within 90 days after the complaint is filed, to receive testimony to decide whether the national governing body is complying with sections 220722, 220724, and 220725 of this title.

(d) DISPOSITION OF COMPLAINT.—(1) If the corporation decides, as a result of the hearing, that the national governing body is complying with sections 220722, 220724, and 220725 of this title, it shall so notify the complainant and the national governing body.

(2) If the corporation decides, as a result of the hearing, that the national governing body is not complying with sections 220722, 220724, and 220725 of this title, it shall—

(A) place the national governing body on probation for a specified period of time, not to exceed 180 days, which the corporation considers necessary to enable the national governing body to comply with those sections; or

(B) revoke the recognition of the national governing body.

(3) If the corporation places a national governing body on probation under paragraph (2) of this subsection, it may extend the probationary period if the national governing body has proven by clear and convincing evidence that, through no fault of its own, it needs additional time to comply with sections 220722, 220724, and 220725 of this title. If, at the end of the period allowed by the corporation, the national governing body has not complied with those sections, the corporation shall revoke the recognition of the national governing body.

§ 220728. Applications to replace an incumbent national governing body

(a) GENERAL.—An amateur sports organization may seek to replace an incumbent as the national governing body for a particular sport by filing a written application for recognition with the corporation.

(b) ESTABLISHMENT OF PROCEDURES.—The corporation shall establish procedures for the filing and disposition of applications under this section. If 2 or more organizations file applications for the same sport, the applications shall be considered in a single proceeding.

(c) FILING PROCEDURES.—(1) An application under this section must be filed within one year after the final day of—

(A) any Olympic Games, for a sport in which competition is held in the Olympic Games or both the Olympic and Pan-American Games; or

(B) any Pan-American Games, for a sport in which competition is held in the Pan-American Games but not in the Olympic Games.

(2) The application shall be filed with the corporation by registered mail, and a copy of the application shall be served on the national governing body. The corporation shall inform the applicant that its application has been received.

(d) HEARINGS.—Within 180 days after receipt of an application filed under this section, the corporation shall conduct a formal hearing to determine the merits of the application. The corporation shall publish notice of the time and place of the hearing in a regular issue of its principal publication at least 30 days, but not more than 60 days, before the date of the hearing. In the hearing, the applicant and the national governing body shall be given a reasonable opportunity to present evidence supporting their positions.

(e) STANDARDS FOR GRANTING APPLICATIONS.—In the hearing, the applicant must establish by a preponderance of the evidence that—

(1) it meets the criteria for recognition as a national governing body under section 220722 of this title; and

(2)(A) the national governing body does not meet the criteria of section 220722, 220724, or 220725 of this title; or

(B) the applicant more adequately meets the criteria of section 220722 of this title, is capable of more adequately meeting the criteria of sections 220724 and 220725 of this title, and provides or is capable of providing a more effective national program of competition than the national governing body in the sport for which it seeks recognition.

(f) DISPOSITION OF APPLICATIONS.—Within 30 days after the close of the hearing required by this section, the corporation shall—

(1) uphold the right of the national governing body to continue as the national governing body for its sport;

(2) revoke the recognition of the national governing body and declare a vacancy in the national governing body for that sport;

(3) revoke the recognition of the national governing body and recognize the applicant as the national governing body; or

(4) place the national governing body on probation for a period not exceeding 180 days, pending the compliance of the national governing body, if the national governing body would have retained recognition except for a minor deficiency in one of the requirements of section 220722, 220724, or 220725 of this title.

(g) REVOCATION OF RECOGNITION AFTER PROBATION.—If the national governing body does not comply with sections 220722, 220724, and 220725 of this title within the probationary period prescribed under subsection (f)(4) of this section, the corporation shall revoke the recognition of the national governing body and either—

(1) recognize the applicant as the national governing body; or

(2) declare a vacancy in the national governing body for that sport.

§ 220729. Arbitration of corporation determinations

(a) RIGHT TO REVIEW.—A party aggrieved by a determination of the corporation under section 220727 or 220728 of this title may obtain review by any regional office of the American Arbitration Association.

(b) PROCEDURE.—(1) A demand for arbitration must be submitted within 30 days after the determination of the corporation.

(2) On receipt of a demand for arbitration, the Association shall serve notice on the parties to the arbitration and on the corporation, and shall immediately proceed with arbitration according to the commercial rules of the Association in effect at the time the demand is filed, except that—

(A) the arbitration panel shall consist of at least 3 arbitrators, unless the parties to the proceeding agree to a lesser number;

(B) the arbitration hearing shall take place at a site selected by the Association, unless the parties to the proceeding agree to the use of another site; and

(C) the arbitration hearing shall be open to the public.

(3) A decision by the arbitrators shall be by majority vote unless the concurrence of all arbitrators is expressly required by the contesting parties.

(4) Each party may be represented by counsel or by any other authorized representative at the arbitration proceeding.

(5) The parties may offer any evidence they desire and shall produce any additional evidence the arbitrators believe is necessary to an understanding and determination of the dispute. The arbitrators shall be the sole judges

of the relevancy and materiality of the evidence offered. Conformity to legal rules of evidence is not necessary.

(c) SETTLEMENT.—The arbitrators may settle a dispute arising under this chapter before making a final award, if agreed to by the parties and achieved in a manner not inconsistent with the constitution and bylaws of the corporation.

(d) BINDING NATURE OF DECISION.—Final decision of the arbitrators is binding on the parties if the award is not inconsistent with the constitution and bylaws of the corporation.

(e) REOPENING HEARINGS.—(1) At any time before a final decision is made, the hearings may be reopened by the arbitrators on their own motion or on the motion of a party.

(2) If the reopening is based on the motion of a party, and if the reopening would result in the arbitrators' decision being delayed beyond the specific period agreed to at the beginning of the arbitration proceedings, all parties to the decision must agree to reopen the hearings.

CHAPTER 2209—UNITED STATES SUBMARINE VETERANS OF WORLD WAR II

Sec.

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§ 220901. Definition

For purposes of this chapter, “State” includes the District of Columbia and the territories and possessions of the United States.

§ 220902. Organization

(a) FEDERAL CHARTER.—United States Submarine Veterans of World War II (in this chapter, the “corporation”), a nonprofit corporation incorporated in New Jersey and Colorado, is a federally chartered corporation.

(b) EXPIRATION OF CHARTER.—If the corporation does not comply with any provision of this chapter, the charter granted by this chapter expires.

§ 220903. Purposes

The purposes of the corporation are as provided in its articles of incorporation and include—

- (1) preserving and promoting patriotism and loyalty to the United States of America;

(2) perpetuating and establishing memorials to the memory of shipmates who served aboard United States submarines and gave their lives in submarine warfare during World War II;

(3) promoting the spirit and unity that existed among the United States Navy submarine crewmen during World War II;

(4) fostering general public awareness of life aboard submarines during World War II, through securing, restoring, and displaying the submarines that were in service at that time;

(5) sponsoring annual college scholarships; and

(6) performing acts of charity as provided in the constitution and bylaws of the corporation.

§ 220904. Membership

Except as provided in this chapter, eligibility for membership in the corporation and the rights and privileges of members are as provided in the constitution and bylaws of the corporation.

§ 220905. Governing body

(a) BOARD OF DIRECTORS.—The board of directors and the responsibilities of the board are as provided in the articles of incorporation.

(b) OFFICERS.—The officers and the election of officers are as provided in the articles of incorporation.

§ 220906. Powers

The corporation has only the powers provided in its bylaws and articles of incorporation filed in each State in which it is incorporated.

§ 220907. Restrictions

(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

(b) POLITICAL ACTIVITIES.—The corporation or a director or officer as such may not contribute to, support, or otherwise participate in any political activity or in any manner attempt to influence legislation.

(c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the corporation may not inure to the benefit of, or be distributed to, a director, officer, or member during the life of the charter granted by this chapter. This subsection does not prevent the payment of reasonable compensation to an officer or reimbursement for actual necessary expenses in amounts approved by the board of directors.

(d) LOANS.—The corporation may not make a loan to a director, officer, or employee.

(e) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORITY.—The corporation may not claim congressional approval or the authority of the United States Government for any of its activities.

1 **§ 220908. Duty to maintain tax-exempt status**

2 The corporation shall maintain its status as an organization exempt from
3 taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

4 **§ 220909. Records and inspection**

5 (a) RECORDS.—The corporation shall keep—

6 (1) correct and complete records of account;

7 (2) minutes of the proceedings of its members, board of directors,
8 and committees; and

9 (3) at its principal office, a record of the names and addresses of
10 its members entitled to vote.

11 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
12 the member, may inspect the records of the corporation for any proper pur-
13 pose, at any reasonable time.

14 **§ 220910. Service of process**

15 The corporation shall comply with the law on service of process of each
16 State in which it is incorporated and each State in which it carries on ac-
17 tivities.

18 **§ 220911. Liability for acts of officers and agents**

19 The corporation is liable for the acts of its officers and agents acting
20 within the scope of their authority.

21 **§ 220912. Annual report**

22 The corporation shall submit an annual report to Congress on the activi-
23 ties of the corporation during the prior fiscal year. The report shall be sub-
24 mitted at the same time as the report of the audit required by section
25 10101 of this title. The report may not be printed as a public document.

26 **CHAPTER 2301—VETERANS OF FOREIGN WARS OF THE**
27 **UNITED STATES**

Sec.

230101. Organization.

230102. Purposes.

230103. Membership.

230104. Powers.

230105. Exclusive right to name, seal, emblems, and badges.

230106. Service of process.

230107. Annual report.

28 **§ 230101. Organization**

29 (a) FEDERAL CHARTER.—Veterans of Foreign Wars of the United States
30 (in this chapter, the “corporation”), a national association of men who as
31 soldiers, sailors, marines, and airmen served this Nation in wars, cam-
32 paigns, and expeditions on foreign soil or in hostile waters, is a federally
33 chartered corporation.

34 (b) PERPETUAL EXISTENCE.—Except as otherwise provided, the corpora-
35 tion has perpetual existence.

1 **§ 230102. Purposes**

2 The purposes of the corporation are fraternal, patriotic, historical, and
3 educational, and are—

4 (1) to preserve and strengthen comradeship among its members;

5 (2) to assist worthy comrades;

6 (3) to perpetuate the memory and history of our dead, and to assist
7 their widows and orphans;

8 (4) to maintain true allegiance to the Government of the United
9 States, and fidelity to its Constitution and laws;

10 (5) to foster true patriotism;

11 (6) to maintain and extend the institutions of American freedom;
12 and

13 (7) to preserve and defend the United States from all enemies.

14 **§ 230103. Membership**

15 An individual is eligible for membership in the corporation only if the in-
16 dividual served honorably as a member of the armed forces of the United
17 States—

18 (1) in a foreign war, insurrection, or expedition in service that—

19 (A) has been recognized as campaign–medal service; and

20 (B) is governed by the authorization of the award of a campaign
21 badge by the United States Government; or

22 (2) on the Korean peninsula or in its territorial waters for at least
23 30 consecutive days, or a total of 60 days, after June 30, 1949.

24 **§ 230104. Powers**

25 The corporation may—

26 (1) adopt and amend a constitution, bylaws, and regulations to carry
27 out the purposes of the corporation;

28 (2) adopt and alter a corporate seal;

29 (3) establish and maintain offices to conduct its activities;

30 (4) make contracts;

31 (5) acquire, own, lease, encumber, and transfer property as necessary
32 and appropriate to carry out the purposes of the corporation;

33 (6) establish, regulate, and discontinue subordinate State and terri-
34 torial subdivisions and local chapters or posts;

35 (7) publish a magazine and other publications;

36 (8) sue and be sued; and

37 (9) do any other act necessary and proper to carry out the purposes
38 of the corporation.

§ 230105. Exclusive right to name, seal, emblems, and badges

The corporation has the exclusive right to use the name “Veterans of Foreign Wars of the United States” and its corporate seal and to manufacture and use emblems and badges the corporation adopts.

§ 230106. Service of process

As a condition to the exercise of any power or privilege granted by this chapter, the corporation shall file, with the secretary of state or other designated official of each State, the name and address of an agent in that State on whom legal process or demands against the corporation may be served.

§ 230107. Annual report

Not later than January 1 of each year, the corporation shall submit a report to Congress on the activities of the corporation during the prior fiscal year. The report may not be printed as a public document.

**CHAPTER 2303—VETERANS OF WORLD WAR I OF THE
UNITED STATES OF AMERICA, INCORPORATED**

Sec.

230301. Organization.

230302. Purposes.

230303. Membership.

230304. Governing body.

230305. Powers.

230306. Exclusive right to name, seals, emblems, and badges.

230307. Restrictions.

230308. Principal office.

230309. Records and inspection.

230310. Service of process.

230311. Liability for acts of officers and agents.

230312. Annual report.

230313. Termination of existence and distribution of assets.

§ 230301. Organization

(a) **FEDERAL CHARTER.**—Veterans of World War I of the United States of America, Incorporated (in this chapter, the “corporation”), is a federally chartered corporation.

(b) **PLACE OF INCORPORATION AND DOMICILE.**—The corporation is declared to be incorporated and domiciled in the District of Columbia.

(c) **PERPETUAL EXISTENCE.**—Except as otherwise provided, the corporation has perpetual existence.

§ 230302. Purposes

The purposes of the corporation are patriotic, fraternal, historical, and educational, in the service and for the benefit of veterans of World War I, and are—

- (1) to provide for the veterans of World War I an organization for their mutual benefit, pleasure, and amusement which will afford them opportunities and means for personal contact with each other to keep

1 alive friendships and memories of World War I and to venerate the
2 memory of their honored dead;

3 (2) to cooperate to the fullest extent and in a harmonious manner
4 with all veterans' organizations so that the best interests of all veterans
5 of all wars in which the United States has participated, and the widows
6 and orphans of deceased veterans of those wars, may best be served;

7 (3) to stimulate communities and political subdivisions into taking
8 more interest in veterans of World War I, the widows and orphans of
9 those deceased veterans, and the problems of those veterans and their
10 widows and orphans;

11 (4) to collate, preserve, and encourage the study of historical epi-
12 sodes, chronicles, mementos, and events pertaining to World War I;

13 (5) to fight vigorously to uphold the Constitution and laws of the
14 United States as well as the individual States of the Union and to fos-
15 ter the spirit and practice of true Americanism;

16 (6) to fight unceasingly for our national security to protect Ameri-
17 cans from enemies within our borders, as well as those from without,
18 so that our American way of life is preserved;

19 (7) to fight to the utmost all those alien forces, particularly forces
20 such as communism, whose objectives are to deny our very existence
21 as a free people; and

22 (8) to do any other act necessary and proper to carry out the pur-
23 poses of the corporation.

24 **§ 230303. Membership**

25 (a) ELIGIBILITY.—Eligibility for membership in the corporation and the
26 rights, privileges, and designation of classes of members are as provided in
27 the constitution and bylaws of the corporation. However, an individual who
28 did not serve honorably in the armed forces of the United States during the
29 period beginning April 6, 1917, and ending November 11, 1918, is not eligi-
30 ble for all classes of membership.

31 (b) VOTING.—Each member of the corporation (except an associate or
32 honorary member) has one vote on each matter submitted to a vote at a
33 meeting of the members of the corporation except the national convention.

34 **§ 230304. Governing body**

35 (a) NATIONAL CONVENTION.—(1) The national convention is the supreme
36 governing authority of the corporation.

37 (2) The national convention is composed of officers and elected represent-
38 atives from the States and other local subdivisions of the corporation as pro-
39 vided in the constitution and bylaws of the corporation. However, the form
40 of government of the corporation must be representative of the membership
41 at large and may not permit concentration of control in a limited number

of members or in a self-perpetuating group not representative of the membership at large. Each elected representative is entitled to one vote at the national convention.

(3) The meetings of the national convention may be held in the District of Columbia or in any State, territory, or possession of the United States.

(b) BOARD OF ADMINISTRATION.—(1) During the intervals between the national convention, the board of administration is the governing board of the corporation and is responsible for the general policies, program, and activities of the corporation.

(2) The board shall consist of at least 7 members elected in the manner and for the term provided in the constitution and bylaws.

(c) OFFICERS.—(1) The officers of the corporation are a national commander, a national senior vice commander, a national junior vice commander, a national quartermaster, a national adjutant, a national judge advocate, 9 regional vice commanders, and other officers as provided in the constitution and bylaws. One individual may hold the offices of national quartermaster and national adjutant.

(2) The titles, manner of selection, term of office, and duties of the officers are as provided in the constitution and bylaws.

§ 230305. Powers

The corporation may—

(1) adopt and amend a constitution and bylaws for the management of its property and the regulation of its affairs;

(2) adopt and alter a corporate seal;

(3) choose officers, managers, employees, and agents as the activities of the corporation require;

(4) make contracts;

(5) acquire, own, lease, encumber, and transfer property as necessary or convenient to carry out the purposes of the corporation;

(6) borrow money, issue instruments of indebtedness, and secure its obligations by granting security interests in its property;

(7) sue and be sued; and

(8) do any other act necessary and proper to carry out the purposes of the corporation.

§ 230306. Exclusive right to name, seals, emblems, and badges

The corporation and its subordinate divisions have the exclusive right to use the name “Veterans of World War I of the United States of America, Incorporated”. The corporation has the exclusive right to use, and to allow others to use, seals, emblems, and badges the corporation adopts.

1 **§ 230307. Restrictions**

2 (a) STOCKS AND DIVIDENDS.—The corporation may not issue stock or
3 declare or pay a dividend.

4 (b) POLITICAL ACTIVITIES.—The corporation or an officer or agent as
5 such may not contribute to, support, or assist a political party or candidate
6 for public office.

7 (c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
8 corporation may not inure to the benefit of, or be distributed to, an officer
9 or member during the life of the corporation or on its dissolution or final
10 liquidation. This subsection does not prevent the payment of compensation
11 to an officer or reimbursement for actual necessary expenses in amounts ap-
12 proved by the board of administration of the corporation.

13 (d) LOANS.—The corporation may not make a loan or advance to an offi-
14 cer or employee. Members of the board of administration who vote for or
15 assent to making a loan or advance to an officer or employee, and officers
16 who participate in making the loan or advance, are jointly and severally lia-
17 ble to the corporation for the amount of the loan or advance until it is re-
18 paid.

19 **§ 230308. Principal office**

20 The principal office of the corporation shall be in the District of Columbia
21 or another place decided by the board of administration. However, the ac-
22 tivities of the corporation are not confined to the place where the principal
23 office is located but may be conducted in the District of Columbia and
24 throughout the States, territories, and possessions of the United States.

25 **§ 230309. Records and inspection**

26 (a) RECORDS.—The corporation shall keep—

27 (1) correct and complete records of account; and

28 (2) minutes of the proceedings of its national convention and board
29 of administration.

30 (b) INSPECTION.—A member, or an agent or attorney of the member,
31 may inspect the records of the corporation for any proper purpose, at any
32 reasonable time.

33 **§ 230310. Service of process**

34 The corporation shall have a designated agent in the District of Columbia
35 to receive service of process for the corporation. Notice to or service on the
36 agent, or mailed to the business address of the agent, is notice to or service
37 on the corporation.

38 **§ 230311. Liability for acts of officers and agents**

39 The corporation is liable for the acts of its officers and agents acting
40 within the scope of their authority.

1 **§ 230312. Annual report**

2 Not later than March 1 of each year, the corporation shall submit a re-
3 port to Congress on the activities of the corporation during the prior fiscal
4 year. The report may consist of a report on the proceedings of the national
5 convention.

6 **§ 230313. Termination of existence and distribution of assets**

7 (a) AUTHORITY TO MAKE CONTINGENT PROVISIONS.—The national con-
8 vention, by resolution, may declare that the corporate existence will termi-
9 nate on the occurrence of a specified event and provide for the disposition
10 of any property remaining after the discharge of all liabilities.

11 (b) PROCEDURE FOR CARRYING OUT CONTINGENT PROVISIONS.—(1) An
12 authenticated copy of the national convention’s resolution must be filed in
13 the office of the United States District Court for the District of Columbia.

14 (2) The court shall take jurisdiction when—

15 (A) the declared event has occurred; and

16 (B) a petition is filed with the court reciting the relevant facts.

17 (3) On proof of the facts, the court shall enter an order vesting title and
18 ownership in accordance with the resolution of the national convention.

19 **CHAPTER 2305—VIETNAM VETERANS OF AMERICA, INC.**

Sec.

230501. Definition.

230502. Organization.

230503. Purposes.

230504. Membership.

230505. Governing body.

230506. Powers.

230507. Exclusive right to name, seals, emblems, and badges.

230508. Restrictions.

230509. Duty to maintain tax-exempt status.

230510. Records and inspection.

230511. Service of process.

230512. Liability for acts of officers and agents.

230513. Annual report.

20 **§ 230501. Definition**

21 For purposes of this chapter, “State” includes the District of Columbia
22 and the territories and possessions of the United States.

23 **§ 230502. Organization**

24 (a) FEDERAL CHARTER.—Vietnam Veterans of America, Inc. (in this
25 chapter, the “corporation”), a nonprofit corporation incorporated in New
26 York, is a federally chartered corporation.

27 (b) EXPIRATION OF CHARTER.—If the corporation does not comply with
28 any provision of this chapter, the charter granted by this chapter expires.

29 **§ 230503. Purposes**

30 The purposes of the corporation are as provided in its articles of incorpo-
31 ration, constitution, and bylaws and include a commitment—

32 (1) to uphold and defend the Constitution of the United States;

- 1 (2) to foster improvement of the condition of Vietnam-era veterans;
- 2 (3) to promote the social welfare (including educational, economic,
- 3 social, physical, and cultural improvement) of Vietnam-era veterans and
- 4 other veterans in the United States by encouraging their growth, devel-
- 5 opment, readjustment, self-respect, self-confidence, and usefulness;
- 6 (4) to improve conditions for Vietnam-era veterans and develop chan-
- 7 nels of communication to assist Vietnam-era veterans;
- 8 (5) to conduct and publish research, on a nonpartisan basis, pertain-
- 9 ing to—
- 10 (A) the relationship between Vietnam-era veterans and Amer-
- 11 ican society;
- 12 (B) the Vietnam war experience;
- 13 (C) the role of the United States in securing peaceful coexist-
- 14 ence for the world community; and
- 15 (D) other matters that affect the educational, economic, social,
- 16 physical, or cultural welfare of Vietnam-era veterans, other veter-
- 17 ans, and their families;
- 18 (6) to assist disabled Vietnam-era veterans and other veterans in
- 19 need of assistance and the dependents and survivors of those veterans;
- 20 and
- 21 (7) to consecrate the efforts of the members of the corporation, and
- 22 Vietnam-era veterans generally, to mutual helpfulness and service to
- 23 their country.

24 **§ 230504. Membership**

25 (a) ELIGIBILITY.—Except as provided in this chapter, eligibility for mem-
 26 bership in the corporation and the rights and privileges of members are as
 27 provided in the constitution and bylaws of the corporation.

28 (b) NONDISCRIMINATION.—The terms of membership may not discrimi-
 29 nate on the basis of race, color, religion, sex, disability, age, or national ori-
 30 gin.

31 **§ 230505. Governing body**

32 (a) BOARD OF DIRECTORS.—The board of directors and the responsibil-
 33 ities of the board are as provided in the constitution and bylaws of the cor-
 34 poration.

35 (b) OFFICERS.—The officers and the election of officers are as provided
 36 in the constitution and bylaws of the corporation.

37 (c) NONDISCRIMINATION.—The requirements for serving as a director or
 38 officer may not discriminate on the basis of race, color, religion, sex, disabil-
 39 ity, age, or national origin.

1 **§ 230506. Powers**

2 The corporation has only the powers provided in its articles of incorpora-
3 tion filed in the State of incorporation and in its constitution and bylaws.

4 **§ 230507. Exclusive right to name, seals, emblems, and**
5 **badges**

6 The corporation has the exclusive right to use the names “The Vietnam
7 Veterans of America, Inc.”, “Vietnam Veterans of America, Inc.”, and
8 “Vietnam Veterans of America”, and seals, emblems, and badges the cor-
9 poration adopts. This section does not affect any vested rights.

10 **§ 230508. Restrictions**

11 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
12 clare or pay a dividend.

13 (b) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
14 corporation may not inure to the benefit of, or be distributed to, a director,
15 officer, or member during the life of the charter granted by this chapter.
16 This subsection does not prevent the payment of reasonable compensation
17 to an officer or reimbursement for actual necessary expenses in amounts ap-
18 proved by the board of directors.

19 (c) LOANS.—The corporation may not make a loan to a director, officer,
20 or employee.

21 (d) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORITY.—The corpora-
22 tion may not claim congressional approval or the authority of the United
23 States Government for any of its activities.

24 **§ 230509. Duty to maintain tax-exempt status**

25 The corporation shall maintain its status as an organization exempt from
26 taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

27 **§ 230510. Records and inspection**

28 (a) RECORDS.—The corporation shall keep—

29 (1) correct and complete records of account;

30 (2) minutes of the proceedings of its members, board of directors,
31 and committees; and

32 (3) at its principal office, a record of the names and addresses of
33 its members entitled to vote.

34 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
35 the member, may inspect the records of the corporation for any proper pur-
36 pose, at any reasonable time.

37 **§ 230511. Service of process**

38 The corporation shall comply with the law on service of process of each
39 State in which it is incorporated and each State in which it carries on ac-
40 tivities.

§ 230512. Liability for acts of officers and agents

The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

§ 230513. Annual report

The corporation shall submit an annual report to Congress on the activities of the corporation during the prior fiscal year. The report shall be submitted at the same time as the report of the audit required by section 10101 of this title. The report may not be printed as a public document.

**CHAPTER 2401—WOMEN’S ARMY CORPS VETERANS’
ASSOCIATION**

Sec.

240101. Definition.

240102. Organization.

240103. Purposes.

240104. Membership.

240105. Governing body.

240106. Powers.

240107. Restrictions.

240108. Duty to maintain tax-exempt status.

240109. Records and inspection.

240110. Service of process.

240111. Liability for acts of officers and agents.

240112. Annual report.

§ 240101. Definition

For purposes of this chapter, “State” includes the District of Columbia and the territories and possessions of the United States.

§ 240102. Organization

(a) FEDERAL CHARTER.—Women’s Army Corps Veterans’ Association (in this chapter, the “corporation”), a nonprofit corporation incorporated in the District of Columbia, is a federally chartered corporation.

(b) EXPIRATION OF CHARTER.—If the corporation does not comply with any provision of this chapter, the charter granted by this chapter expires.

§ 240103. Purposes

The purposes of the corporation are as provided in its articles of incorporation and include a continuing commitment on a national basis—

(1) to promote the general welfare of all veterans, especially women veterans, who have served or are serving in the United States Army, the Army Reserve, and the Army National Guard;

(2) to recognize outstanding women in college ROTC units throughout the United States; and

(3) to provide services and support to patients in medical facilities of the Department of Veterans Affairs throughout the United States.

§ 240104. Membership

Eligibility for membership in the corporation and the rights and privileges of members are as provided in the constitution and bylaws of the corporation.

1 **§ 240105. Governing body**

2 (a) BOARD OF DIRECTORS.—The board of directors and the responsibil-
3 ities of the board are as provided in the articles of incorporation.

4 (b) OFFICERS.—The officers and the election of officers are as provided
5 in the articles of incorporation.

6 **§ 240106. Powers**

7 The corporation has only the powers provided in its bylaws and articles
8 of incorporation filed in each State in which it is incorporated.

9 **§ 240107. Restrictions**

10 (a) STOCK AND DIVIDENDS.—The corporation may not issue stock or de-
11 clare or pay a dividend.

12 (b) POLITICAL ACTIVITIES.—The corporation or a director or officer as
13 such may not contribute to, support, or otherwise participate in any political
14 activity or in any manner attempt to influence legislation.

15 (c) DISTRIBUTION OF INCOME OR ASSETS.—The income or assets of the
16 corporation may not inure to the benefit of, or be distributed to, a director,
17 officer, or member during the life of the charter granted by this chapter.
18 This subsection does not prevent the payment of reasonable compensation
19 to an officer or reimbursement for actual necessary expenses in amounts ap-
20 proved by the board of directors.

21 (d) LOANS.—The corporation may not make a loan to a director, officer,
22 or employee.

23 (e) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORITY.—The corpora-
24 tion may not claim the approval or the authority of the United States Gov-
25 ernment for any of its activities.

26 **§ 240108. Duty to maintain tax-exempt status**

27 The corporation shall maintain its status as an organization exempt from
28 taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

29 **§ 240109. Records and inspection**

30 (a) RECORDS.—The corporation shall keep—

31 (1) correct and complete records of account;

32 (2) minutes of the proceedings of its members, board of directors,
33 and committees; and

34 (3) at its principal office, a record of the names and addresses of
35 its members entitled to vote.

36 (b) INSPECTION.—A member entitled to vote, or an agent or attorney of
37 the member, may inspect the records of the corporation for any proper pur-
38 pose, at any reasonable time.

§ 240110. Service of process

The corporation shall comply with the law on service of process of each State in which it is incorporated and each State in which it carries on activities.

§ 240111. Liability for acts of officers and agents

The corporation is liable for the acts of its officers or agents acting within the scope of their authority.

§ 240112. Annual report

The corporation shall submit an annual report to Congress on the activities of the corporation during the prior fiscal year. The report shall be submitted at the same time as the report of the audit required by section 10101 of this title. The report may not be printed as a public document.

CHAPTER 2501—[RESERVED]

CHAPTER 2601—[RESERVED]

CHAPTER 2701—[RESERVED]

SEC. 2. THE FLAG.

(a) Chapter 1 of title 4, United States Code, is amended by adding at the end the following new sections:

“§ 4. Pledge of allegiance to the flag; manner of delivery

“The Pledge of Allegiance to the Flag, ‘I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all.’, should be rendered by standing at attention facing the flag with the right hand over the heart. When not in uniform men should remove their headdress with their right hand and hold it at the left shoulder, the hand being over the heart. Persons in uniform should remain silent, face the flag, and render the military salute.

“§ 5. Display and use of flag by civilians; codification of rules and customs; definition

“The following codification of existing rules and customs pertaining to the display and use of the flag of the United States of America is established for the use of such civilians or civilian groups or organizations as may not be required to conform with regulations promulgated by one or more executive departments of the Government of the United States. The flag of the United States for the purpose of this chapter shall be defined according to sections 1 and 2 of this title and Executive Order 10834 issued pursuant thereto.

“§ 6. Time and occasions for display

“(a) It is the universal custom to display the flag only from sunrise to sunset on buildings and on stationary flagstaffs in the open. However, when

1 a patriotic effect is desired, the flag may be displayed twenty-four hours a
2 day if properly illuminated during the hours of darkness.

3 “(b) The flag should be hoisted briskly and lowered ceremoniously.

4 “(c) The flag should not be displayed on days when the weather is inclem-
5 ent, except when an all weather flag is displayed.

6 “(d) The flag should be displayed on all days, especially on New Year’s
7 Day, January 1; Inauguration Day, January 20; Lincoln’s Birthday, Feb-
8 ruary 12; Washington’s Birthday, third Monday in February; Easter Sun-
9 day (variable); Mother’s Day, second Sunday in May; Armed Forces Day,
10 third Saturday in May; Memorial Day (half-staff until noon), the last Mon-
11 day in May; Flag Day, June 14; Independence Day, July 4; Labor Day,
12 first Monday in September; Constitution Day, September 17; Columbus
13 Day, second Monday in October; Navy Day, October 27; Veterans Day, No-
14 vember 11; Thanksgiving Day, fourth Thursday in November; Christmas
15 Day, December 25; and such other days as may be proclaimed by the Presi-
16 dent of the United States; the birthdays of States (date of admission); and
17 on State holidays.

18 “(e) The flag should be displayed daily on or near the main administra-
19 tion building of every public institution.

20 “(f) The flag should be displayed in or near every polling place on election
21 days.

22 “(g) The flag should be displayed during school days in or near every
23 schoolhouse.

24 **“§ 7. Position and manner of display**

25 “The flag, when carried in a procession with another flag or flags, should
26 be either on the marching right; that is, the flag’s own right, or, if there
27 is a line of other flags, in front of the center of that line.

28 “(a) The flag should not be displayed on a float in a parade except from
29 a staff, or as provided in subsection (i) of this section.

30 “(b) The flag should not be draped over the hood, top, sides, or back of
31 a vehicle or of a railroad train or a boat. When the flag is displayed on
32 a motorcar, the staff shall be fixed firmly to the chassis or clamped to the
33 right fender.

34 “(c) No other flag or pennant should be placed above or, if on the same
35 level, to the right of the flag of the United States of America, except during
36 church services conducted by naval chaplains at sea, when the church pen-
37 nant may be flown above the flag during church services for the personnel
38 of the Navy. No person shall display the flag of the United Nations or any
39 other national or international flag equal, above, or in a position of superior
40 prominence or honor to, or in place of, the flag of the United States at any
41 place within the United States or any Territory or possession thereof: *Pro-*

1 *vided*, That nothing in this section shall make unlawful the continuance of
 2 the practice heretofore followed of displaying the flag of the United Nations
 3 in a position of superior prominence or honor, and other national flags in
 4 positions of equal prominence or honor, with that of the flag of the United
 5 States at the headquarters of the United Nations.

6 “(d) The flag of the United States of America, when it is displayed with
 7 another flag against a wall from crossed staffs, should be on the right, the
 8 flag’s own right, and its staff should be in front of the staff of the other
 9 flag.

10 “(e) The flag of the United States of America should be at the center
 11 and at the highest point of the group when a number of flags of States or
 12 localities or pennants of societies are grouped and displayed from staffs.

13 “(f) When flags of States, cities, or localities, or pennants of societies are
 14 flown on the same halyard with the flag of the United States, the latter
 15 should always be at the peak. When the flags are flown from adjacent
 16 staffs, the flag of the United States should be hoisted first and lowered last.
 17 No such flag or pennant may be placed above the flag of the United States
 18 or to the United States flag’s right.

19 “(g) When flags of two or more nations are displayed, they are to be
 20 flown from separate staffs of the same height. The flags should be of ap-
 21 proximately equal size. International usage forbids the display of the flag
 22 of one nation above that of another nation in time of peace.

23 “(h) When the flag of the United States is displayed from a staff project-
 24 ing horizontally or at an angle from the window sill, balcony, or front of
 25 a building, the union of the flag should be placed at the peak of the staff
 26 unless the flag is at half staff. When the flag is suspended over a sidewalk
 27 from a rope extending from a house to a pole at the edge of the sidewalk,
 28 the flag should be hoisted out, union first, from the building.

29 “(i) When displayed either horizontally or vertically against a wall, the
 30 union should be uppermost and to the flag’s own right, that is, to the ob-
 31 server’s left. When displayed in a window, the flag should be displayed in
 32 the same way, with the union or blue field to the left of the observer in
 33 the street.

34 “(j) When the flag is displayed over the middle of the street, it should
 35 be suspended vertically with the union to the north in an east and west
 36 street or to the east in a north and south street.

37 “(k) When used on a speaker’s platform, the flag, if displayed flat, should
 38 be displayed above and behind the speaker. When displayed from a staff in
 39 a church or public auditorium, the flag of the United States of America
 40 should hold the position of superior prominence, in advance of the audience,
 41 and in the position of honor at the clergyman’s or speaker’s right as he

1 faces the audience. Any other flag so displayed should be placed on the left
2 of the clergyman or speaker or to the right of the audience.

3 “(l) The flag should form a distinctive feature of the ceremony of unveil-
4 ing a statue or monument, but it should never be used as the covering for
5 the statue or monument.

6 “(m) The flag, when flown at half-staff, should be first hoisted to the
7 peak for an instant and then lowered to the half-staff position. The flag
8 should be again raised to the peak before it is lowered for the day. On Me-
9 morial Day the flag should be displayed at half-staff until noon only, then
10 raised to the top of the staff. By order of the President, the flag shall be
11 flown at half-staff upon the death of principal figures of the United States
12 Government and the Governor of a State, territory, or possession, as a mark
13 of respect to their memory. In the event of the death of other officials or
14 foreign dignitaries, the flag is to be displayed at half-staff according to
15 Presidential instructions or orders, or in accordance with recognized cus-
16 toms or practices not inconsistent with law. In the event of the death of
17 a present or former official of the government of any State, territory, or
18 possession of the United States, the Governor of that State, territory, or
19 possession may proclaim that the National flag shall be flown at half-staff.
20 The flag shall be flown at half-staff thirty days from the death of the Presi-
21 dent or a former President; ten days from the day of death of the Vice
22 President, the Chief Justice or a retired Chief Justice of the United States,
23 or the Speaker of the House of Representatives; from the day of death until
24 interment of an Associate Justice of the Supreme Court, a Secretary of an
25 executive or military department, a former Vice President, or the Governor
26 of a State, territory, or possession; and on the day of death and the follow-
27 ing day for a Member of Congress. The flag shall be flown at halfstaff on
28 Peace Officers Memorial Day, unless that day is also Armed Forces Day.
29 As used in this subsection—

30 “(1) the term ‘half-staff’ means the position of the flag when it is
31 one-half the distance between the top and bottom of the staff;

32 “(2) the term ‘executive or military department’ means any agency
33 listed under sections 101 and 102 of title 5; and

34 “(3) the term ‘Member of Congress’ means a Senator, a Representa-
35 tive, a Delegate, or the Resident Commissioner from Puerto Rico.

36 “(n) When the flag is used to cover a casket, it should be so placed that
37 the union is at the head and over the left shoulder. The flag should not
38 be lowered into the grave or allowed to touch the ground.

39 “(o) When the flag is suspended across a corridor or lobby in a building
40 with only one main entrance, it should be suspended vertically with the
41 union of the flag to the observer’s left upon entering. If the building has

more than one main entrance, the flag should be suspended vertically near the center of the corridor or lobby with the union to the north, when entrances are to the east and west or to the east when entrances are to the north and south. If there are entrances in more than two directions, the union should be to the east.

“§ 8. Respect for flag

“No disrespect should be shown to the flag of the United States of America; the flag should not be dipped to any person or thing. Regimental colors, State flags, and organization or institutional flags are to be dipped as a mark of honor.

“(a) The flag should never be displayed with the union down, except as a signal of dire distress in instances of extreme danger to life or property.

“(b) The flag should never touch anything beneath it, such as the ground, the floor, water, or merchandise.

“(c) The flag should never be carried flat or horizontally, but always aloft and free.

“(d) The flag should never be used as wearing apparel, bedding, or drapery. It should never be festooned, drawn back, nor up, in folds, but always allowed to fall free. Bunting of blue, white, and red, always arranged with the blue above, the white in the middle, and the red below, should be used for covering a speaker’s desk, draping the front of the platform, and for decoration in general.

“(e) The flag should never be fastened, displayed, used, or stored in such a manner as to permit it to be easily torn, soiled, or damaged in any way.

“(f) The flag should never be used as a covering for a ceiling.

“(g) The flag should never have placed upon it, nor on any part of it, nor attached to it any mark, insignia, letter, word, figure, design, picture, or drawing of any nature.

“(h) The flag should never be used as a receptacle for receiving, holding, carrying, or delivering anything.

“(i) The flag should never be used for advertising purposes in any manner whatsoever. It should not be embroidered on such articles as cushions or handkerchiefs and the like, printed or otherwise impressed on paper napkins or boxes or anything that is designed for temporary use and discard. Advertising signs should not be fastened to a staff or halyard from which the flag is flown.

“(j) No part of the flag should ever be used as a costume or athletic uniform. However, a flag patch may be affixed to the uniform of military personnel, firemen, policemen, and members of patriotic organizations. The flag represents a living country and is itself considered a living thing. Therefore,

the lapel flag pin being a replica, should be worn on the left lapel near the heart.

“(k) The flag, when it is in such condition that it is no longer a fitting emblem for display, should be destroyed in a dignified way, preferably by burning.

“§ 9. Conduct during hoisting, lowering or passing of flag

“During the ceremony of hoisting or lowering the flag or when the flag is passing in a parade or in review, all persons present except those in uniform should face the flag and stand at attention with the right hand over the heart. Those present in uniform should render the military salute. When not in uniform, men should remove their headdress with their right hand and hold it at the left shoulder, the hand being over the heart. Aliens should stand at attention. The salute to the flag in a moving column should be rendered at the moment the flag passes.

“§ 10. Modification of rules and customs by President

“Any rule or custom pertaining to the display of the flag of the United States of America, set forth herein, may be altered, modified, or repealed, or additional rules with respect thereto may be prescribed, by the Commander in Chief of the Armed Forces of the United States, whenever he deems it to be appropriate or desirable; and any such alteration or additional rule shall be set forth in a proclamation.”.

(b) The analysis of chapter 1 of title 4, United States Code, is amended by adding at the end the following new items:

- “4. Pledge of allegiance to the flag; manner of delivery.
- “5. Display and use of flag by civilians; codification of rules and customs; definition.
- “6. Time and occasions for display.
- “7. Position and manner of display.
- “8. Respect for flag.
- “9. Conduct during hoisting, lowering or passing of flag.
- “10. Modification of rules and customs by President.”.

SEC. 3. CONFORMING PROVISIONS.

Section 1332 of title 44, United States Code, is amended by striking “the United Spanish War Veterans,”.

SEC. 4. CONFORMING CROSS-REFERENCES.

(a) TITLE 10.—Title 10, United States Code, is amended as follows:

(1) In section 2249b, strike “the provisions of section 3 of the Joint Resolution of June 22, 1942 (56 Stat. 378, chapter 435; 36 U.S.C. 175), and any modification of such provisions under section 8 of that Joint Resolution (36 U.S.C. 178)” and substitute “section 7 of title 4 and any modification of section 7 under section 10 of title 4”.

(2) Section 2543 is amended as follows:

(A) In subsection (e)(1), strike “subsection (b)(2) of the first section of the Presidential Inaugural Ceremonies Act (36 U.S.C. 721)” and substitute “section 501 of title 36”.

1 (B) In subsection (e)(2), strike “the proviso in section 9 of the
2 Presidential Inaugural Ceremonies Act (36 U.S.C. 729)” and sub-
3 stitute “section 507 of title 36”.

4 (3) In section 9441(b), strike “section 2 of the Act of July 1, 1946
5 (36 U.S.C. 202)” and substitute “section 40302 of title 36”.

6 (b) TITLE 18.—Section 2320(d) of title 18, United States Code, is
7 amended as follows:

8 (1) In clause (1)(B), strike “section 110 of the Olympic Charter
9 Act” and substitute “section 220706 of title 36”.

10 (2) In clause (2), insert “and” after the semicolon.

11 (3) In clause (3), strike “; and” and substitute a period.

12 (4) Strike clause (4).

13 **SEC. 5. LEGISLATIVE PURPOSE AND CONSTRUCTION.**

14 (a) NO SUBSTANTIVE CHANGE.—Sections 1 and 2 of this Act restate,
15 without substantive change, laws enacted before January 16, 1997, that
16 were replaced by those sections. Those sections may not be construed as
17 making a substantive change in the laws replaced. Laws enacted after Janu-
18 ary 15, 1997, that are inconsistent with this Act supersede this Act to the
19 extent of the inconsistency.

20 (b) REFERENCES.—A reference to a law replaced by section 1 or 2 of
21 this Act, including a reference in a regulation, order, or other law, is
22 deemed to refer to the corresponding provision enacted by this Act.

23 (c) CONTINUING EFFECT.—An order, rule, or regulation in effect under
24 a law replaced by section 1 or 2 of this Act continues in effect under the
25 corresponding provision enacted by this Act until repealed, amended, or su-
26 perseded.

27 (d) ACTIONS AND OFFENSES UNDER PRIOR LAW.—An action taken or
28 an offense committed under a law replaced by section 1 or 2 of this Act
29 is deemed to have been taken or committed under the corresponding provi-
30 sion enacted by this Act.

31 (e) INFERENCES.—An inference of a legislative construction is not to be
32 drawn by reason of the location in the United States Code of a provision
33 enacted by this Act or by reason of a caption or catch line of the provision.

34 (f) SEVERABILITY.—If a provision enacted by this Act is held invalid, all
35 valid provisions that are severable from the invalid provision remain in ef-
36 fect. If a provision enacted by this Act is held invalid in any of its applica-
37 tions, the provision remains valid for all valid applications that are severable
38 from any of the invalid applications.

1 **SEC. 6. REPEALS.**

2 (a) INFERENCES OF REPEAL.—The repeal of a law by this Act may not
 3 be construed as a legislative inference that the provision was or was not in
 4 effect before its repeal.

5 (b) REPEALER SCHEDULE.—The laws specified in the following schedule
 6 are repealed, except for rights and duties that matured, penalties that were
 7 incurred, and proceedings that were begun before the date of enactment of
 8 this Act:

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